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JOURNALS

of the

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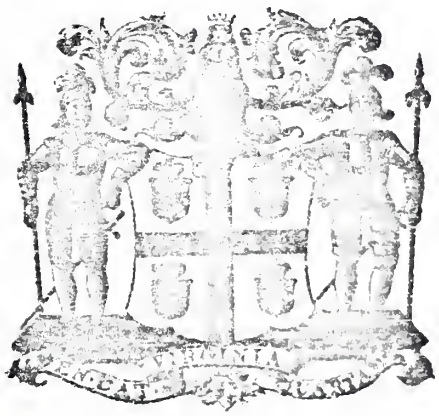
1712-1714, 1715, 1718

1720-1722, 1723-1726

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Edited by

H. R. McILWAINE



RICHMOND, Virginia

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CONTENTS

BURGESSES vii

INTRODUCTORY NOTE xiii

PREFACE xv

JOURNAL, 1712 3

JOURNAL, 1713 45

JOURNAL, 1714 77

JOURNAL, 1715 121

JOURNAL, APRIL, 1718 173

JOURNAL, NOVEMBER, 1718 221

JOURNAL, 1720 249

JOURNAL, 1722 319

JOURNAL, 1723 359

JOURNAL, 1726 399

INDEX 429

VI

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Burgeſſes for the Aſſembly

of 1712-1714.

Accomack:	Tully Robinſon	New Kent:	Nicholas Meriwether
	Richard Drummond		John Stanup
Charles City:	Samuel Harwood	Norfolk:	George Newton
	Littlebury Epes		Wm. Crawford
Elizabeth City:	Wm. Armiſtead	Northampton:	Wm. Waters
	Nicholas Curle[1]		Chas. Floyd
Eſſex:	Francis Gouldman	Northumberland:	Richard Neal
	Francis Meriwether[2]		Chriſtopher Neal
Glouceſter:	Peter Beverley	Princeſs Anne:	Maximilian Bouſh
	Mordicai Cook		Thomas Walk
Henrico:	John Bolling	Prince George:	Edward Goodridge
	Francis Epes, Jr.		John Hamblin
Iſle of Wight:	Joſeph Godwin	Richmond:	Wm. Robinſon
	Wm. Bridger		Wm. Thornton
James City:	George Marable	Stafford:	John Waugh
	Henry Soane, Jr.		Henry Fitzhugh
James City (town):	Edward Jacquelin	Surry:	John Simons
King and Queen:	John Holloway		Wm. Grey, Jr.
	Wm. Bird	Warwick:	Wm. Harwood
King William:	Henry Fox[3]		Wm. Cary[4]
	John Waller	Weſtmoreland:	Willoughby Allerton
Lancaſter:	Wm. Ball		George Eskridge
	Edwin Conway	York:	Wm. Buckner
Middleſex:	Chriſtopher Robinſon		Wm. Barber
	John Robinſon		
Nanſemond:	Thomas Godwin		
	Wm. Wright		

1 Nicholas Curle died ſome time before the opening of the third ſeſſion (77), and was ſucceeded by Robert Armiſtead (*Stanard*'s "Colonial Virginia Regiſter," p. 100).

2 Francis Meriwether died before the opening of the ſecond ſeſſion (45), and was ſucceeded by John Hawkins (97).

3 Henry Fox died ſome time before the opening of the third ſeſſion (77), and was ſucceeded by Orlando Jones (92).

4 William Cary died before the opening of the ſecond ſeſſion (77), and was ſucceeded by Miles Wills (*Stanard*'s "Colonial Virginia Regiſter," p. 100).

Burgeſſes for the Aſſembly of 1715.

Accomack:	Tully Robinſon Richard Drumond	New Kent:	Nicholas Meriwether John Stanop
Charles City:	Joſeph Harwood Valentine Minge	Norfolk:	Wm. Langley[1] Wm. Crafford
Elizabeth City:	Wm. Armiſtead Henry Jenkins	Northampton:	John Harmanſon Charles Floyd
Eſſex:	John Hawkins Wm. Young	Northumberland:	Peter Preſley Chriſtopher Neal
Glouceſter:	John Buckner Thomas Buckner	Princeſs Anne:	Maximilian Boush Horatio Woodhouſe
Henrico:	Richard Cocke Wm. Randolph	Prince George:	Edward Goodrich Robert Hall
Iſle of Wight:	Arthur Smith Anthony Holliday	Richmond:	William Woodbridge Thomas Griffin
James City:	George Marable Wm. Broadnax	Stafford:	George Maſon George Anderſon
James Town:	John Clayton	Surry:	Henry Harriſon Samuel Thompſon
King & Queen:	William Bird Gawin Corbin	Warwick:	William Cole Cole Diggs
King William:	Orlando Jones Thomas Johnſon	Weſtmoreland:	Henry Aſhton Daniel McCarty
Lancaſter:	Edwin Conway James Ball	York:	James Burwell William Barbar
Middleſex:	Edward Hamerton William Blackborn	William & Mary College:	Peter Beverley[2]
Nanſemond:	John Lear James Reddicke		

1 This name is given on the authority of *Stanard's* "Colonial Virginia Regiſter," p. 101.

2 Ten days after the opening of the ſeſſion, however, it was decided that William and Mary College, not having yet been turned over by the truſtees to the preſident and maſters, was not entitled to repreſentation. Mr. Beverley, therefore, had to retire from the Houſe.

Burgeſſes for the Aſſembly of 1718.

Accomack:	Tully Robinſon Solomon Ewele	New Kent:	Nicholas Merrywether John Stanup
Charles City:	John Stith Francis Hardyman	Norfolk:	William Crafford Willis Wilſon
Elizabeth City	Henry Jenkins Thomas Wyth	Northampton:	Wm. Waters Chas. Floyd
Eſſex:	John Hawkins Wm. Daingerfield	Northumberland:	Peter Preſley Chriſtopher Neal
Glouceſter:[2]	Henry Willis Thomas Buckner	Princeſs Anne:	Maximilian Boufh Horatio Woodhouſe
Henrico:[2]	Wm. Randolph John Bolling	Prince George:[3]	Edward Goodrich Robert Hall
Iſle of Wight:	Wm. Bridger Arthur Smith	Richmond:	William Woodbridge Thomas Griffin
James City:	Wm. Broadnax George Marrable	Stafford:[4]	George Maſon George Fitzhugh
James Town:	Archibald Blair	Surry:	Henry Harriſon Samuel Thompſon
King & Queen:	John Baylor George Braxton	Warwick:	William Cole Cole Diggs
King William:	Thomas Johnſon Orlando Jones	Weſtmoreland:	Daniel McCarty George Eſcridge
Lancaſter:	Edwin Conway James Ball	York:	Wm. Barbar James Burwell[5]
Middleſex:	Gawin Corbin John Grymes	William & Mary College:	John Cuſtis
Nanſemond	John Lear James Reddick		

1, 2, 3, 4 The names given for Glouceſter, Henrico, Prince George, and Stafford are taken from *Stanard*'s "Colonial Virginia Regiſter," pp. 101, 102.

5 James Burwell died before the opening of the ſecond ſeſſion (p. 221), and was ſucceeded by Lawrence Smith (p. 232).

X

Burgeſſes for the Aſſembly

of 1720-1722.

Accomack:	John Teackle[1] Solomon Ewel	Nanſemond:	John Lear James Reddick
Charles City:	John Stith Samuel Harwood, Jr.	New Kent:[7]	Nicholas Meriwether John Stanup
Elizabeth City:	James Rickets Anthony Armiſtead[2]	Norfolk:	Willis Wilſon Wm. Crafford
Eſſex:	John Hawkins Richard Covington	Northampton:	Wm. Waters[8] George Hermanſon
Glouceſter:	Henry Willis Nathaniel Burwell[3]	Northumberland:	Peter Preſly Peter Hack
Hanover:[4]	Nicholas Meriwether John Syme	Princeſs Anne:	Maximilian Bouſh Anthony Walke
Henrico:	Wm. Randolph Thomas Randolph	Prince George:	Edward Goodrich[9] Robert Mumford
Iſle of Wight:	Wm. Bridger Arthur Smith	Richmond:	Wm. Woodbridge Charles Barber[10]
James City:	Archibald Blair John Clayton	Stafford:	George Maſon Wm. Robinſon
James Town:	William Broadnax	Surry:	Henry Harriſon John Simmons
King & Queen:	George Braxton Robert Beverley[5]	Warwick:	Wm. Cole James Roſcow[11]
King George:[6]	Nicholas Smith Wm. Thornton	Weſtmoreland:	George Eskridge Thomas Lee[12]
King William:	John Waller Thomas Johnſon	York:	John Holloway Lawrence Smith
Lancaſter:	Wm. Ball James Ball	William & Mary College:	Thomas Jones
Middleſex:	John Grymes Gawin Corbin		

1 John Teackle, dying before the opening of the ſecond ſeſſion (321), was ſucceeded by Tully Robinſon (*Stanard*'s "Colonial Virginia Regiſter," p. 104).

2 Anthony Armiſtead, on conteſt, was declared not duly elected (270), but at a ſecond election he was again returned, this time taking his ſeat (287).

3 Nathaniel Burwell died before the opening of the ſecond ſeſſion (321). He was ſucceeded by Giles Cook (342). The name is given on p. 342 as "Cock," but ſhould be Cook (ſee pp. 343, 346).

4 Hanover county was eſtabliſhed by an act paſſed at the firſt ſeſſion of this Aſſembly. Repreſentatives from the county appeared at the ſecond ſeſſion.

5 Robert Beverley died before the opening of the ſecond ſeſſion (321), being ſucceeded by Richard Johnſon (342).

6 King George county was erected by a law paſſed at the firſt ſeſſion of this Aſſembly, its repreſentatives appearing for the firſt time at the ſecond ſeſſion.

7 During the firſt ſeſſion of the Aſſembly New Kent was repreſented by the gentlemen whoſe names appear in the liſt given above. John Stanup (Stanhope) died before the opening of the ſecond ſeſſion, and Nicholas Meriwether had been elected a member of the Houſe for the new county of Hanover, which had been formed from New Kent. It was therefore neceſſary to order a new election in New Kent. This reſulted in the return of John Thornton and Thomas Maſſey (342).

8 William Waters, dying before the opening of the ſecond ſeſſion (321), was ſucceeded by Thomas Harmanſon (342).

9 Edward Goodrich died before taking his ſeat as a member (253). He was ſucceeded by John Hamlin (269).

10 This name is given on page 258 as "Carles Barker." That it ſhould be Charles Barber is apparent, however, from page 261 and following pages.

11 James Roſcow took the place of Cole Diggs, who after his election as a member for this Aſſembly was appointed one of the Council (257). Mr. Roſcow died before the opening of the ſecond ſeſſion (321), and was ſucceeded by Nathaniel Hoggard (342).

12 Thomas Lee, on conteſt, was unſeated, Mr. Daniel McCarty being declared by the Houſe to have been elected (294-5).

XL - XLI

Burgeſſes for the Aſſembly

of 1723-1726.

Accomack:	Tully Robinſon[1] Edmund Scarburgh	Nanſemond:	Thomas Godwin Henry Baker
Charles City:	Samuel Harwood John Stith	New Kent:	John Thorton Thomas Maſſie
Elizabeth City:	James Ricketts[2] Thomas Wythe	Norfolk:	Wm. Crafford George Newton
Eſſex:	Robt. Jones Wm. Dangerfield	Northampton:	George Harmanſon Thomas Harmanſon[4]
Glouceſter:	Giles Cook Henry Willis	Northumberland:	Peter Preſley George Ball
Hanover:	Nicholas Merriwether Richard Harris	Princeſs Anne:	Henry Spratt Maximilian Bouſh
Henrico:	Wm. Randolph John Bolling	Prince George:	Robert Bolling John Poythres
Iſle of Wight:	Henry Applewhaite Joſeph Godwin	Richmond:	Charles Barber Thomas Griffin
James City:	Archibald Blair John Clayton	Spotſylvania:	Larkin Chew Francis Thorton
James Town:	Wm. Broadnax	Stafford:	George Maſon
King & Queen:	Richard Johnſon George Braxton	Surry:	William Robinſon Wm. Gray Henry Harriſon
King George:	Nicholas Smith William Thornton	Warwick:	William Cole William Roſcow
King William:	Wm. Aylett John Childs[3]	Weſtmoreland:	George Eſcridge Daniel McCarty[5]
Lancaſter:	Edwin Conway Wm. Ball	York:	Lawrence Smith Edward Tabb
Middleſex:	Mathew Kemp Edwin Thacker	Williamſburg:	John Holloway

1 Tully Robinſon died before the opening of the ſecond ſeſſion (401), and was ſucceeded by Henry Scarburgh (*Stanard's* "Colonial Virginia Regiſter," p. 105).

2 James Ricketts died before the opening of the ſecond ſeſſion (401), and was ſucceeded by Robert Armiſtead (*Stanard's* "Colonial Virginia Regiſter," p. 106).

3 John Childs died before he took his ſeat as a member (362). He was ſucceeded by Philip Whitehead (379; *Stanard's* "Colonial Virginia Regiſter," p. 106).

4 Thomas Harmanſon, dying before the opening of the ſecond ſeſſion (401), was ſucceeded by Thomas Marſhall (*Stanard's* "Colonial Virginia Regiſter," p. 106).

5 Daniel McCarty died before the opening of the ſecond ſeſſion (401). He was ſucceeded by Thomas Lee (p. 421; *Stanard's* "Colonial Virginia Regiſter," p. 106).





Introductory Note.

IN this volume are found the Journals of the Houſe of Burgeſſes for the Aſſembly of 1712-14 (three ſeſſions), of 1715 (one ſeſſion), of 1718 (two ſeſſions), of 1720-22 (two ſeſſions), and of 1723-26 (two ſeſſions)—ten ſeſſions altogether. The text of all the Journals has been obtained from tranſcripts of the manuſcript copies in the *Engliſh* Public Record Office, *London*, there being, ſo far as have come to light, no originals or copies in *America*. None of the Journals contained in this volume has ever been printed before, the preſent edition of the Journals of the Houſe of Burgeſſes becoming, accordingly, a firſt edition throughout, as it will continue to be for all the Journals to be printed back to the year 1680. The volume of the ſeries immediately preceding this one (containing the Journals for the ſeſſions held from 1727 to 1740), was, as was ſtated in the "Introductory Note" prefixed to the volume, partly a firſt and partly a ſecond edition, ſince the contemporary printing of the Journals was begun only in 1732.

While the earlier of the original printed volumes have been followed in the general ſtyle of printing, it has been found neceſſary, in the effort to reproduce the manuſcripts as exactly as poſſible, to make uſe of many abbreviations, ſome of which are indicated by characters not found in former volumes. Theſe characters are:

c̄, indicating ti; menc̄oned ſtands for mentioned.
ꝭ, " lemen; gentꝭ ſtands for gentlemen.
m̄, " mm; ſum̄on ſtands for ſummon.
p̄, " pre; p̄vent ſtands for prevent.
q₃, " que; annoq₃ ſtands for annoque.

Preface.

Hiſtorical Setting.

THE period 1712-26 embraces the later years of the reign of Queen *Anne* and practically the whole of the reign of *George I.* The beginning of the period is ſignalized by the ſigning of the treaty of *Utrecht* (1713), at the cloſe of a ſeries of ſecret negotiations between *France* and *England* highly diſhonorable to the latter on account of her deſertion of the allies with whom ſhe had fought one of the great wars of hiſtory—the war of the *Spaniſh* Succeſſion—in which the great *Marlborough* had won his glory, and to bring an end to which it was neceſſary for the Tory miniſtry, which had the ſupport of the Houſe of Commons and of Queen *Anne*, to overcome the Whig majority in the Houſe of Lords by the creation of twelve Tory peers (1712), upon which followed the diſmiſſal of *Marlborough* from his command, his condemnation by the Houſe of Commons as guilty of peculation, and his temporary withdrawal from *England*. With the triumph of the Tory party in this great ſtruggle the ſeat of power in *Engliſh* governmental matters was marked as being in the Houſe of Commons, where it has ſince remained.

The terms of the treaty of *Utrecht* (or, to be more accurate, the two treaties, for ſeparate treaties were ſigned with *France* and *Spain*, the treaty with the latter being known as the Aſſiento Treaty) were highly favorable to *England*. She kept poſſeſſion of *Minorca* and *Gibraltar*, *Hudſon's* Bay Territory, *Acadia*, *Newfoundland*, and the *French* part of *Saint Chriſtopher*. In addition, ſhe ſecured the diſmantling of *Dunkirk*, the recognition by *Louis XIV* of the right of *Anne* to the throne of *England*, with his recognition of the Proteſtant ſucceſſion, and, what was conſidered of prime importance, the monopoly of the *Spaniſh-American* ſlave trade for thirty years and the right to ſend each year to the fairs of *Porto Bello* and *Vera Cruz* one ſhip of 500 tons laden with manufactured goods. Theſe privileges were handed over by the *Engliſh* government to the *Royal African* Company and the *South Sea* Company, and there enſued the period of wild ſpeculation, eſpecially in the ſtock of the *South Sea* Company but alſo in the ſtocks of companies formed to conduct all kinds of impoſſible enterpriſes, which came to a ruinous cloſe in 1720, the craſh bringing about the overthrow of *Stanhope's* diſhonored miniſtry, ſeveral of whom had, it was diſcovered, received bribes from the *South Sea* Company, and the advancement to the head of the government of Sir *Robert Walpole*. *Walpole* had ſome years before worked his way up to a leading poſition in the Whig miniſtry, but had reſigned in 1717. Returning to office in 1720 in a minor poſition, he had been one of the few *Engliſhmen* to warn his countrymen againſt the ſpeculative mania at that time at its height, and in conſequence he was, when the reaction came, looked to as the only one in public life able to cope with the ſituation. His genius ſucceeded in a ſhort time in reſtoring private confidence and in putting in order the finances of the country, and he became ſecure in the longeſt tenure of office enjoyed by any *Engliſh* miniſter ſince the days of *Elizabeth*, giving the people an adminiſtration moſt beneficial, though his methods were not always praiſeworthy nor his character in all things above reproach.

Very ſoon after the Aſſiento Treaty went into effect, ſmuggling of both ſlaves and goods into *Spaniſh-American* territory began. The *Spaniſh* government's revenue ſervice uſed boats called guarda-coſtas which became the object of the hatred of all good *Engliſhmen*, both in the mother country and in the colonies, and inſiſted on the right to ſearch all veſſels coming cloſe to the ſhores of the *Spaniſh* colonies, frequently in practice, indeed, ſearching, as was claimed by *Engliſh* maſters of ſhips, thoſe far beyond the limit of *Spain's* rightful juriſdiction, and being guilty of many acts of cruelty, which were, no doubt, equalled on occaſions by the highhanded acts of the ſmugglers, and ſur-

paſſed by thoſe of the ſmugglers' brethren the pirates who infeſted the coaſts. This ſituation was bound in courſe of time to lead to war between *England* and *Spain*. The war came toward the cloſe of *Walpole*'s career as prime miniſter, *Walpole* being forced into it by the clamors of the *Engliſh* people. This war, however, was waged more than a decade after the cloſe of the period now under conſideration.

But in this period itſelf there was a war with *Spain*, brought about by the endeavors of Cardinal *Alberoni*, the *Spaniſh* miniſter, to ſecure again for the *Spaniſh* crown the *Italian* poſſeſſions given up according to the terms of the treaty of *Utrecht*. Bringing *Charles XII* of *Sweden* (enraged at the ceſſion to *Hanover* by the King of *Denmark* of ſome *Swediſh* territory that had been ſeized when *Charles* was abſent in *Turkey*) to promiſe to make an attack on *Hanover* and to endeavor to reſtore the *Stuarts* to the throne of *England*, he reduced *Sardinia* and attacked *Sicily*. *England*, *France*, *Holland*, and *Auſtria* combining againſt him, however, he was finally compelled to give up the conteſt, being diſmiſſed from office in 1719. *England*'s ſhare in the fighting was had mainly in 1718, when an engagement between the *Spaniſh* and *Engliſh* fleets, which took place in the Straits of *Meſſina*, reſulted in the deſtruction of the former. *Alberoni*'s attempted revenge in the ſhape of an expedition under the duke of *Ormond* to revive the Jacobite riſing in *Scotland* miſcarried. In *December*, 1718, the ſame year in which the fight in the Straits of *Meſſina* took place, *Charles XII* was killed at the ſiege of *Frederickſhall* in *Norway*, before he could carry into execution his deſigns againſt *Hanover* and *England*. Since in the execution of theſe deſigns he had obtained the promiſe of the help of *Peter* the Great, the bullet that ended his ſtrange career ſhould not be curſed by the *Engliſh* people.

The events which occurred in *England* itſelf in this period, in addition to thoſe already noted, were exciting and moſt important. The Tory miniſtry which concluded the treaty of *Utrecht* in 1713 was in power when Queen *Anne* was on her death bed in 1714, and ſome of its members, notably *Bolingbroke* and *Oxford*, formed the deſign of ſecuring the ſucceſſion to the throne to the Old Pretender, as the ſon of *James II* was called, inſtead of to *George*, the elector of *Hanover*, to whom it was to go in accordance with the Act of Settlement, and for a time civil war ſeemed imminent. The bold and deciſive action of two Whig lords, however, the dukes of *Argyle* and *Somerſet*, in entering the Privy Council, unſummoned, on the news that the queen had been ſtricken with apoplexy, and ſecuring the nomination of the duke of *Shrewſbury*, a Tory but not a Jacobite, as Lord Treaſurer, and his acceptance by the dying queen, to rule *England* till the new king ſhould be proclaimed, ſecured the throne to *George I*. With *George I* the Whigs, repreſentatives of the principles of the Revolution of 1688, of conſtitutional liberty, and religious toleration, came into political power, retaining it for many years, the Jacobite plot of the Tory miniſtry of the laſt days of Queen *Anne* having loaded that party with a ſuſpicion hard to remove. The inevitable upriſing in *Scotland* and the north of *England* in favor of the Old Pretender under the earl of *Mar* and later under the Pretender himſelf, both incapable leaders, in 1715, the year that *George I* came to *England*, failed diſmally, as did the plot in which *Francis Atterbury*, biſhop of *Rocheſter*, ſeems to have been engaged for the reſtoration of the *Stuarts* in 1722.

Aſſembly of 1712-1714.

Firſt Seſſion.

OF the Aſſembly of 1712-1714 there were three ſeſſions, the firſt laſting from *October* 22, 1712, through *November* 29, the ſecond from *November* 5, 1713, through *December* 12, and the third from *November* 16, 1714, through *December* 24. This was the ſecond Aſſembly of Lieutenant-Governor *Alexander Spotſwood*'s adminiſtration, the firſt having been diſſolved by *Spotſwood* on the 31ſt of *January* 1711 (old ſtyle), becauſe of his inability to induce the majority of the members of the Houſe of Burgeſſes to agree with him as to the method of payment of certain public claims and as to the beſt policy to adopt with reference to the *Tuſcarora* Indians. The public claims were in the main incidental to the great war between *England* and *France* that at the time of the firſt ſeſſion of *Spotſwood*'s ſecond Aſſembly was happily drawing to a cloſe. The neceſſity for an Indian policy aroſe from the fearful maſſacre in *North Carolina* committed on *Sept.* 22, 1711, by Indians, among whom were many *Tuſcaroras*, a powerful tribe of northern origin occupying territory beginning in *Virginia* and extending nearly to the *Neuſe* River. Not all their towns, however, had been implicated, at any rate overtly, and the queſtion was whether war ſhould be made on the whole tribe or merely on thoſe guilty of the crime. The Houſe of Burgeſſes declared itſelf in favor of war with the whole; *Spotſwood* oppoſed this, ſince he did not think the Colony ſtrong enough to undertake ſuch an extenſive war, and he hoped by means of a treaty entered into with eight towns of the *Tuſcaroras* to gain their aſſiſtance in puniſhing thoſe engaged in the maſſacre. In the interval between the diſſolution of the firſt Aſſembly (*Jan.* 31, 1711-12) and the firſt meeting of the ſecond (*Oct.* 22, 1712) much fighting had taken place in *North Carolina*, mainly in the regions lying about the *Pamlico* and *Neuſe* rivers, between the neighboring Indians and the coloniſts, aſſiſted by forces from *South Carolina*, largely made up of friendly Indians. But a truce had now been entered into between the warring parties, ſo that Governor *Spotſwood* in his opening addreſs did not find it neceſſary to refer at all to affairs in *North Carolina*, but confined himſelf to the public debts of *Virginia*, ſtating that it was to diſcharge theſe that the Aſſembly had been called together.

His ſpeech was not only brief and direct, as became the utterances of a ſoldier, but alſo even appeared, when all the circumſtances are taken into conſideration, to have too much of the tone which might be expected to be aſſumed by a man who after the election of the members of the Houſe to whom he was now addreſſing himſelf, but ſeveral days before the beginning of the ſeſſion, had in a letter to the Board of Trade, dated *October* 15, expreſſed himſelf in the following uncomplimentary manner in reference to them: "...for the Mob of this Country, having tryed their Strength in the late Election and finding themſelves able to carry whom they pleaſe, have generally choſen repreſentatives of their own Claſs, who as their principal Recommendation have declared their reſolution to raiſe no Tax on the people, let the occaſion be what it will. This is owing to a defect in the Conſtitution, which allows to everyone, tho' but juſt out of the Condition of a Serv't, and that can but purchaſe half an acre of Land, an equal Vote with the Man of the beſt Eſtate in the Country."[1] The addreſs drawn up by the Burgeſſes in reply to the addreſs of the governor was as devoid of complimentary embroidery as was the governor's own. It was even briefer and more direct, conſiſting of only two ſhort paragraphs, which ſay that all juſt debts due from the country ſhould be paid. Their very brevity forces the implication that the Houſe deſired the governor to underſtand that the payment of none others would be for an inſtant conſidered. The governor and his Burgeſſes ſeemed thus to be pitted againſt each other as they were in the cloſing days of the former Aſſembly. Fortunately,

[1] Official Letters of Alexander Spotſwood, II, 11, 1, 2.

however, appearances proved rather deceptive. In fact, the governor was learning—though he did not always even after this make uſe of his knowledge—the management of democratic aſſemblies, and the members of the Houſe of Burgeſſes proved themſelves to poſſeſs far more of that ſpirit of compromiſe neceſſary in all legiſlative bodies and far greater breadth of view than the governor had in his letter to the Board of Trade aſſigned them, it being doubtful whether in theſe qualities many of them did not equal the governor himſelf. Hence the reſults of the ſeſſion were in the main ſatisfactory to both parties.

At leaſt one thing the governor ſeems to have learned, which was, that people who had lived long in the Colony, moſt of them, in fact, having been born there, were as likely as himſelf, even if not more likely, to have a competent knowledge of the nature of Indians and of the beſt manner of dealing with them; for it was not very long after he made the treaty with the upper *Tuſcaroras* in *December*, 1711, the proviſions of which they neglected from the ſtart, that a delegation came to him from them to repudiate the treaty altogether. Hence at this ſeſſion he was apparently much more diſpoſed than formerly to adviſe with the Burgeſſes as to Indian affairs. This is ſeen in the meſſage he ſent the Burgeſſes on the firſt of *November* asking what they thought ought to be done with certain *Tuſcaroras* of the upper towns who had been captured within the bounds of *Virginia* by the tributary Indians and the rangers. After due conſideration of the matter in all its phaſes,[1] the Burgeſſes adviſed that the Indians be turned over to the government of *North Carolina*. This tranſaction was a very unuſual one, in that in it the Houſe performed the functions of adviſers as a general thing performed only by the Council.

On the day of the opening there were preſent forty-nine members, only two leſs than the full memberſhip of the Houſe. At that time there were in *Virginia* only twenty-five counties, repreſented in the Houſe by two members each, and one town or city (*James City*, now ſhrunk to a "rotten borough"), repreſented by one member. Neither *Williamſburg* nor *William* and *Mary* College was yet repreſented.

Mr *Peter Beverley*, ſpeaker of the former Houſe, was choſen again to the ſpeakerſhip. The clerk of the Houſe, Mr *Robert Buckner*, was appointed by the governor. Another officer at this time appointed by the governor was the meſſenger, whoſe duties ſeem to have correſponded cloſely with thoſe of the later ſergeant-at-arms. In addition to theſe three officers, the Houſe had at this time four doorkeepers, a clerk to the committee for propoſitions and grievances (the buſieſt ſtanding committee of the Houſe), one clerk for the committee of elections and privileges and committee for public claims (the two other ſtanding committees), and a chaplain—all elected by the Houſe.

The chaplain of the Houſe for this ſeſſion—as for ſeveral ſucceeding ſeſſions—was the Rev. *Benjamin Godwin*, who took the place occupied the preceding ſeſſion by the Reverend *James Blair*, commiſſary of the biſhop of *London*, member of the governor's Council, and preſident of *William* and *Mary* College. The change in the chaplaincy was the reſult of cauſes ariſing at the preceding ſeſſion of the Houſe. The diſſatisfaction of the Houſe with their former chaplain is further ſhown by an attempt made at this ſeſſion to cut off a part of the pay of Mr *Blair* for alleged failure on his part to attend punctually to his duties the year before. The book of claims, however, in which were ſet down all the claims which the Aſſembly agreed to pay, had to be paſſed by the Council as well as by the Houſe, and the members of the Council ſtood loyally by their fellow, with the reſult that his full ſalary was finally allowed, though not until in a ſpecial joint conference held by duly appointed members from each houſe what were taken to be ſatisfactory explanations of his failure to read the ſervices on ſeveral occaſions were made for Mr *Blair*.[2]

The book of claims this ſeſſion alſo contained many of the claims which the former Houſe of Burgeſſes had refuſed to allow, but three of the claims which the governor and the Council were eſpecially deſirous of ſeeing paſſed were ſtill rejected. Theſe

[1] See pp. 18, 21, 22, 24.

[2] See p. 36.

were two claims made for the ſubſiſtence for forty-three days of the officers and men of a *French* privateer taken by one of the *Engliſh* guard ſhips ſtationed off the capes at the entrance of the *Cheſapeake* Bay and kept in *Virginia* until they could be ſent to *England*, and the claim made for reimburſement by the owner of a veſſel which in 1711, when a deſcent upon *Virginia* by a *French* ſquadron was feared to be imminent, had been fitted out to act as a ſcout ſhip. All three claims were conſidered eminently juſt by the members of the Houſe, but they perſiſted in calling the two for ſubſiſtence of the *French* priſoners "no country charge," and in demanding that the owner of the ſcout boat be paid out of "the revenue."[4] By this it was meant that regular priſoners of war taken by regular ſailors or ſoldiers in the ſervice of *England* ſhould be cared for from the fund ſet aſide by the *Engliſh* government for that purpoſe, and that the owner of the veſſel ſhould be reimburſed from the ſpecial taxes raiſed in *Virginia* for the purpoſe of paying the ſalaries of the colonial officials and all the contingent expenſes of government. It was in vain that it was pointed out to them both by the Council and the governor in ſpecial written meſſages that the governor had already without ſucceſs uſed his utmoſt endeavors to prevail on the proper officials in *England* to diſcharge the ſubſiſtence debts, the *Engliſh* officials maintaining that it was but right that the colony moſt benefited by the capture ſhould aſſume the obligation, as was uſual in all ſuch caſes. It was alſo in vain that it was pointed out that "the revenue" had for many years paſt been ſo unproductive as to be unable to meet the uſual annual expenſes of the government, which would be now many thouſands of pounds in arrears had no recourſe been had in emergencies to other revenues of the crown, that is, the quit rents.[5]

When it came, however, to matters other than the ſettlement of theſe claims, the governor was, with one or two exceptions, more ſucceſsful in impreſſing his views on the Houſe, as will be ſeen from an examination of the acts paſſed. Of theſe there were ſeven, of which, unfortunately, only two are given in full in *Hening*. Of the other five, however, one is merely an act for raiſing the public levy, a ſecond is a private act to enable the owner of certain entailed land to diſpoſe of it, and three others are acts continuing in force (with additions in caſes) acts which are printed in *Hening*. And of the additions made to the acts a pretty clear idea may be obtained from the Journal and from *Spotſwood*'s letter of *February* 11, 1712-13, to the Board of Trade.[6]

By the firſt of the acts whoſe titles are given on page 42 of this volume, namely, "An act for continuing an act entituled an act for ſecurity and defence of the country in times of danger," the power was continued to the governor of calling out the militia in caſe of invaſions or inſurrections and of impreſſing ſupplies,[7] and by the ſecond, namely, "An act to continue an act entituled an act for appointing rangers," the rangers who had been provided for in 1711 were continued in ſervice with increaſed pay.[8] The third act in the liſt has the title "An act for continuing an act entituled an act for laying a duty on liquors and ſlaves and for appropriating the money ſufficient to furniſh nine hundred yards of duffells and one thouſand pounds for the ſervice and relief of *North Carolina* out of the ſaid duty and for appointing a treaſurer." Continuing the revenue meaſure was a matter of evident neceſſity, but for the paſſage of the part of this act appropriating money for the aid of *North Carolina* the governor aſſumed much credit in his letter to the Board of Trade of *Feb.* 11, 1712-13. The occaſion for the appropriation was the renewal of the Indian War in *North Carolina* and the requeſt for aid from *Virginia* made by the General Aſſembly of that province. In ſeconding this requeſt *Spotſwood* made an earneſt appeal. The money was to be expended as the governor thought beſt.

The "Act to prevent land lapſing from infants for not ſeating and planting or not paying quit rents until three years after they come of age"[9] had for its object the repeal

[4] See p. 35.
[5] See pp. 33, 41.
[6] Official Letters of Alexander Spotſwood, II, 9ff.
[7] Hening, IV, 30; III, 362.
[8] Hening, IV, 30.
[9] Hening, IV, 31, 32.

of the ſection of the great land law paſſed in 1710 under *Spotſwood*'s guidance ſetting forth how long infant heirs to land which had been duly patented but not ſeated or planted as required by law, or for which quit rents had not been paid, might retain the land unforfeited. According to the 1710 law, they might retain it for only three years after the death of the patentee. The new law changed the term to three years after the infant, if a male, became of age, or if a female, three years after marriage, it being provided, however, in order to ſecure the payment of quit rents during the minority of the heir, that the guardian ſhould be required, under penalty, to attend to the payment. *Spotſwood* did not like this law, but not only the Burgeſſes but alſo the members of the Council were ſo deſirous of its paſſage that he did not think it politic to withhold his ſignature. He wrote the Board of Trade that he thought the matter of too ſmall importance to warrant his coming into colliſion with his Aſſembly over it, but that it might eaſily be diſallowed by the queen at any time within three years if the Board of Trade thought adviſable and no damage would be done. Since, however, the Board of Trade did not think it worth while to intervene, the law remained permanently on the ſtatute books.

The "Act for appointing rolling houſes and public landings and aſcertaining the prices of ſtorage"[10] was a very important one for the convenience of the trade of the country, continuing ſuch rolling-houſes, or warehouſes, as were already in exiſtence and conveniently ſituated with reference to the public landings and empowering the county courts to eſtabliſh new warehouſes and landings where it ſeemed neceſſary. The act alſo fixed the rates of ſtorage. The object of the act was merely to ſecure at convenient places in the Colony public buildings for the receiving and ſhipping, and public warehouſes for ſtoring, not only tobacco, but alſo all kinds of merchandiſe—public, not in the ſenſe that they were owned by the public, but in the ſenſe that they might be uſed by all on payment of the fixed charges. Theſe warehouſes were very different from the later tobacco warehouſes to which all tobacco had to be taken for inſpection.

The other two laws paſſed—the one for raiſing a public levy and the one for permitting the ſale of certain entailed land—need no ſpecial attention, but there were two bills offered—both of them in the Council and the only two originating in that body—that are of more than uſual intereſt. They were ſent to the Houſe by the Council the ſame day, *Saturday, November* 15, and on *Monday* both were promptly rejected. Their titles were "An act declaring what ſhall be accounted a ſufficient ſeating and planting of lands hereafter to be taken up and patented" and "An act to prohibit all trade with the *Tuſcarora* and other Indians concerned in the late maſſacre in *North Carolina* and for the better regulating the Indian trade." Of the firſt of theſe *Spotſwood* was himſelf the author, as is ſeen from his letter to the Board of Trade, and it is probable that he was alſo author of the latter. The eighty-fourth article of *Spotſwood*'s inſtructions as governor had to do in general terms with the conditions of granting land, and he had been told to have the ſubſtance of the inſtruction paſſed by the General Aſſembly as a law. He had made a ſtep in this direction in ſecuring the land law of 1710 and was now endeavoring to take a ſecond ſtep. His bill was probably the ſame one which actually paſſed at the following ſeſſion, but as yet the Houſe of Burgeſſes was unprepared for it. The "Act to prohibit all trade with the *Tuſcarora* and other Indians concerned in the late maſſacre in *North Carolina* and for the better regulating the Indian trade" was one to which the Houſe of Burgeſſes could not poſſibly have had objections ſo far as the firſt part of it—that in relation to the Indians engaged in the *North Carolina* maſſacre—was concerned, and it is therefore probable that the regulation of all Indian trade was the feature for which they were as yet unprepared. *Spotſwood* wiſhed the Indian trade conducted by a chartered company which ſhould have a monoply. The bill this ſeſſion thrown out by the Houſe probably embraced this feature, and either the majority of the members of the Houſe of Burgeſſes at this time oppoſed the principle or certain of the proviſions of the bill were diſagreeable. In 1714 a law embodying *Spotſwood*'s ideas was finally enacted.

[10] Hening, IV, 32–36.

A matter in which Governor *Spotſwood* was for both official and perſonal reaſons peculiarly intereſted ſeemed unt l the very cloſing days of the ſeſſion unlikely to be attended to. This was the completion of the governor's houſe, a building provided for firſt by law in 1705, when £3,000 was appropriated for its conſtruction, and again in 1710, when a further appropriation of £1,560, with £635 for furniture and for laying out gardens, was made.[11] It was ſtill not ready for occupancy. Deſpite the governor's meſſage on the ſubject and the patent deſirability of having the work completed, the Houſe of Burgeſſes, angry that the coſt of the ſtructure had not been made to come within the original eſtimates, refuſed to act till two days before the cloſe of the ſeſſion, when, in reſponſe to a ſpecial meſſage from *Spotſwood* ending with theſe words, "I hope therefore that you will now for the honor of your country appropriate a further ſum for completing that building, and not let it remain thus to all ſtrangers a viſible teſtimony of an imprudent undertaking," the Houſe appointed a committee to wait on the governor to find out what ſum he thought neceſſary for the completion of the building, and reſolved, in order to be certain this time of having a ſufficiency, to appropriate £300 more than the governor's eſtimate called for, namely, £900, inſtead of £600. The next day the Council readily agreed to the reſolution.

Taken as a whole, the reſults of the work of the ſeſſion were far from being unſatisfactory. The people had ſecured the paſſage of at leaſt one law on which they had ſet their hearts, and the governor, though not able by any means to carry all before him, had accompliſhed ſeveral things which he much deſired, and had paved the way for further ſucceſſes in the two ſucceeding ſeſſions.

Second Seſſion.

The ſecond ſeſſion of this Aſſembly opened *November* the fifth, 1713, and cloſed *December* the twelfth. It was the exact antitheſis of the ſecond ſeſſion of *Spotſwood*'s firſt Aſſembly, in that the feeling of confidence in the governor entertained by the majority of the members of the Houſe of Burgeſſes which had begun to ſhow itſelf in the ſeſſion of the preceding year ſeemed now almoſt unbounded. Apparently with little difficulty, the governor ſucceeded in having all the policies he advocated paſſed into laws by the Houſe. It ſeemed only neceſſary for him to ſpeak and the thing he wiſhed was done. In his opening addreſs, which was far different from the curt ſpeech delivered by him at the opening of the preceding ſeſſion, being both deferential and detailed, he brought to the attention of the Aſſembly the matters he deemed of moſt preſſing importance. Theſe were the improving of the tobacco trade and the defenſe of the frontiers, with the rendering of aſſiſtance to *Williamſburg* in various reſpects an undertaking of ſubſidiary intereſt. An examination of the laws paſſed at this ſeſſion ſhows clearly to what a marked degree the Houſe reſponded to the recommendations of the governor as embraced in this addreſs and in ſeveral meſſages ſent the Houſe in the progreſs of the ſeſſion. There were twelve ſuch laws, ſeveral, however, being private acts, or temporary, or acts of minor conſequence. Of the twelve, only five, unfortunately, are given in full in *Hening*,[12] but references in the Journal itſelf both for this ſeſſion and ſucceeding ones and in *Spotſwood*'s letters are ſufficiently full to make poſſible a reconſtruction of the others.

The firſt law ſigned by the governor[13] had the title "An act for preventing frauds in tobacco payments and for the better improving the ſtaple of tobacco." It was a law of the very greateſt importance, and for ſeveral years to come deſtined to be the meaſure above all others cauſing a diviſion of the inhabitants of the Colony into parties. The law, drafted in the main by the governor himſelf,[14] provided for the compulſory inſpection of *Virginia*'s great ſtaple at government warehouſes by inſpectors (called "agents" in the law) appointed by the governor, and the iſſuance of tobacco notes which were to circulate juſt as bank notes. In ſhort, the law was the firſt form of the great tobacco

[11] Official Letters of Alexander Spotſwood, I, 10, note.
[12] Hening, IV, 37–50.
[13] See p. 73.
[14] Official Letters of Alexander Spotſwood, II, 49.

law of *Virginia* the diſcuſſion of which and the amendment of which received ſo much attention from future Aſſemblies, for though this act was itſelf repealed by proclamation in 1717, the ſubſtance of it was re-enacted early in the adminiſtration of Governor *Gooch*. The deſign of the law was to prevent diſhoneſty in all tobacco tranſactions by making it neceſſary that all tobacco ſhipped from the country or tendered in payment of debts in the country ſhould equal in quality a certain ſtandard, and to give to the uſe of tobacco as money a convenience it had never had before by the ſubſtitution of certified notes for the bulky article itſelf. In this way the trade in tobacco would be benefited—and with it the reputation of *Virginia* planters—and the condition of the ſalaried and wage-earning claſſes rendered very much improved both on account of the greater value of the tobacco itſelf (the inferior tobacco, called "traſh," formerly much uſed in ſuch payments now being unable to paſs inſpection) and on account of the eaſe of collecting the notes that ſtood for the tobacco. *Spotſwood* claimed that one of the main good reſults had in view by him in offering the meaſure, was the enhancement of the value of the benefices in the country and the conſequent aſſurance of a better ſupply of clergymen. Another object he had in view, and one which he ſet forth in his letter to the Board of Trade of *December* 29, 1713, but about which we may be ſure he ſaid little in *Virginia*, was to render the members of the Houſe of Burgeſſes for the future ſomewhat more dependent on the governor than before, ſince it would be poſſible to uſe the power of appointment to the numerous inſpectorſhips created by the law in ſuch a way as to fill the Houſe with the governor's adherents. The law was ſo unuſual and ſo important that it had attached to it a clauſe that it ſhould not go into effect till the following *December*. This was to give the Board of Trade ample time to conſider its proviſions.[15]

The next act ſigned by the governor at this ſeſſion was entitled "An act for continuing an act for appointing rangers and for increaſing their pay, and alſo to impower the lieutenant governor to diſband the rangers and to apply the pay appropriated for them to any other uſe which he ſhall think fit for the better ſecurity of the frontiers." The rangers referred to in this law had been appointed firſt in 1711, and proviſion for their continuance in the ſervice, with increaſed pay, had been made in 1712. The preſent law was the reſult of the peculiar conditions exiſting in reference to the Indians in *November* and *December* 1713. *Spotſwood* had in his addreſs at the opening of this ſeſſion (*Nov.* 6) reported that the clothing ordered at the preceding ſeſſion to be bought for the relief of the people of *North Carolina* had been delivered, but that only a part of the £1000 appropriated for their aſſiſtance had been expended. Later (*Dec.* 7), he had ſent in to the Houſe an itemized ſtatement, with vouchers, of the account, and a meſſage explaining that the full £1000 had not been expended becauſe, notwithſtanding the promiſe of the Aſſembly of the province of *North Carolina* to furniſh ſubſiſtence for any men who might be marched from *Virginia* to the aid of that province, deputies who had met him at *South Quay* to talk over plans for the expedition had aſſured him that it would be impoſſible for *North Carolina* to carry out the promiſe. He had accordingly confined his meaſures againſt the *Tuſcarora* Indians to the region this ſide of the *Roanoke* River, where it was in his power to obtain proviſions, uſing in this ſervice chiefly the rangers, whoſe pay was otherwiſe provided for, and the tributary Indians, whoſe ſervices could be ſecured for ſmall rewards. Hence a little more than £700 of the £1000 ſtill remained in hand. The Houſe promptly ſent a meſſage to his honor complimenting him on the manner in which he had conducted the affair, and ſaying that they had ſuch confidence in the wiſdom of his plans for the ſecurity of the frontiers that, if he wiſhed, they were willing for him to apply this money in carrying them into effect.[16] Theſe plans had already been given in main outline in his opening addreſs, but the details had of neceſſity to wait upon the final determination of thoſe *Tuſcarora* Indians who before had been at war with the *North Carolinians*. Theſe Indians, having with their Indian allies ſuffered a ſevere defeat at the hands of Colonel *Moore* and a force, moſtly allied Indians,

[15] Official Letters of Alexander Spotſwood, II, 46.

[16] See p. 70.

from *South Carolina*, had retired into *Virginia* to the territory about the headwaters of the *Roanoke* River. *Spotſwood*, failing in his effort to raiſe a ſufficient force to go againſt them with hopes of ſucceſs, had determined to make peace, negotiations for which were pending when the ſeſſion opened.

It was his wiſh to ſettle the tributary Indians along the frontiers as a protection to the inhabitants, placing the *Tuſcaroras*, if by treaty they ſhould become tributary, on the headwaters of the *Rappahannock*, taking in every caſe of an Indian ſettlement the precaution, however, of ſettling white men among them to obſerve their movements, and providing for their education and Chriſtianization through the ſervices of teachers and miniſters. By the firſt of *December* the chief men of the *Tuſcaroras* had not come in to make the treaty, though the tribe had moved much cloſer to the frontiers, and *Spotſwood* ſent a ſpecial meſſage on that day to the Houſe ſaying that he could not adviſe that the rangers be diſbanded—as it was propoſed to have done if the ſettlements of the Indians could have been made while the Aſſembly was in ſeſſion—but that he ſuggeſted that in the bill for continuing the rangers, which he now thought ſhould be paſſed, a clauſe might be inſerted giving him the power to diſband the rangers if later he ſhould think it adviſable to do ſo and power to ſpend the money which would have gone to their ſupport in carrying out the original plan. The next day it was unanimouſly reſolved to act in accordance with the governor's ſuggeſtion. The law whoſe long title has been given was the reſult.

The third law ſigned, namely, "An act declaring what ſhall be accounted a ſufficient ſeating, planting, cultivation and improving of lands already granted or hereafter to be taken up and patented," was alſo in a ſenſe the governor's meaſure, though certain of its proviſions were clearly inſerted to meet the wiſhes of large landed proprietors in the Colony, of whom there were many repreſentatives both in the Council and in the Houſe. A bill containing many of the ſame proviſions had paſſed the Council at the preceding ſeſſion but had been rejected by the Houſe. Now, however, the improved meaſure was accepted by the Houſe alſo, it having been explained by the governor that if the bill were not paſſed he ſhould feel himſelf bound to a ſtricter execution of his inſtructions in the matter dealt with than the bill itſelf called for. When *Spotſwood* became governor in 1710, the 84th article of his inſtructions enjoined on him ſtricter methods of granting land than had formerly been enforced in the Colony, and he had later been directed to have the general proviſion of the article amplified ſo as to relate in an equitable manner to the various kinds of land granted—arable, "barren," and marſh—and paſſed as a law by the General Aſſembly. A peculiarity of this act was that it had, as did the tobacco act, a proviſion that it ſhould not go into effect for a year, in order that it might be examined by the home authorities (the Board of Trade and the Privy Council) to ſee whether it conformed with the intentions of the inſtruction. The home government having found that it did ſo conform, the law finally became operative as one of the permanent laws of the Colony.[17]

In the ſame meſſage in which *Spotſwood* asked that the act juſt deſcribed be paſſed he alſo informed the Houſe that he had been inſtructed by her majeſty "to tranſmit yearly an account of all the births, chriſtenings, and burials within the Colony." He found it impoſſible to do this, he ſaid, becauſe the majority of pariſh clerks in the country looked upon the law of 1661 requiring them to keep ſuch regiſters as obſolete. Hence he asked that a law be paſſed which would enable him to carry out his inſtructions. "An act for regiſtering births, chriſtenings, and burials"[18] was the reſult, requiring that the miniſters, or if there were no miniſters the clerks, of the various pariſhes in the Colony keep the records of births, chriſtenings, and burials, of which they were to be duly informed, under penalty, by the perſons moſt nearly intereſted, and they were to furniſh copies of the rolls twice a year to the ſecretary's office.

[17] This law is given in full in Hening, IV, 37–42, and is explained in the Official Letters of Alexander Spotſwood, II, 46–48.

[18] Hening, IV, 42–45.

The next three acts, the fifth, ſixth, and ſeventh—the ſixth and ſeventh being given in full in *Hening*,[19] and the act of which the fifth was a repetition being given in full[20]—were merely deſigned to continue in force laws which had been found to be uſeful. When the ſixth and the ſeventh of theſe laws, "An act for continuing an act entituled an act for the regulation and ſettlement of ferries and for diſpatch of publick expreſſes" and "An act for reviving and continuing an act entituled an act prohibiting ſeamen being harbored or entertained on ſhore," firſt left the Houſe, each had a clauſe to the effect that it was to be operative for only a certain length of time, but they were amended in the Council ſo as to be perpetual. This was done in accordance with inſtructions which had been ſent to Governor *Spotſwood* that laws which had been found beneficial ſhould when re-enacted be made perpetual. When the inſtruction was communicated by the Council to the Houſe, that body readily agreed to the Council's amendment to each bill.[21] The fifth act ſigned, namely, "An act to continue an act intituled an act for ſupply of certain defects found in an act preſcribing the method for appointing ſheriffs" was alſo a re-enactment of a temporary law found to be beneficial. It was not, however, made perpetual, for the reaſon that, as *Spotſwood* explained in a letter to the Board of Trade dated *March* 9, 1713-14, it would ſhortly be entirely unneceſſary. The law placed a fine on any perſon who having been appointed ſheriff by the governor refuſed to act. *Spotſwood* explained to the Board of Trade that there would be no motive for ſuch refuſals when the effect of the great tobacco law, paſſed at this ſeſſion, ſhould be felt in enhancing the value of the commodity in which the fees of the ſheriffs were paid.

The eighth act, "An act to reſtrain the keeping too great a number of horſes and mares," given in full in *Hening*,[22] is ſufficiently deſcribed in its title, as are alſo the tenth, the eleventh, and the twelfth, only the titles of which are given. In connection with the eleventh, however, "An act for dividing St. *Mary*'s Pariſh," *Spotſwood* makes ſome intereſting obſervations in his letter of *March* 9, 1713-14, to the Board of Trade. He ſays that the preamble of the act differs from the preamble of former ſimilar acts in being ſo worded as to "ſet a precedent." He had formerly pointed out to the Board of Trade how difficult it was to get a pariſh or county divided by the General Aſſembly, owing to conflicting intereſts of the inhabitants and to the frequency with which a choice of the repreſentative for a county depended on the attitude of candidates toward a queſtion of this character rather than on his general fitneſs for the poſition.[23] He thought he had the power according to his inſtructions to ſettle ſuch queſtions himſelf, but ſince his predeceſſors, with the ſame inſtructions, had always allowed the Aſſemblies to take control, he asked for ſpecial directions in the premiſes. Theſe had not come. Hence his allowance of the act this ſeſſion.

The ninth act ſigned aroſe out of *Spotſwood*'s recommendations in reference to *Williamſburg*. Its object was merely to put into the hands of an energetic committee for expenditure on neceſſary improvements on the capitol at *Williamſburg* and in reſurveying the ſtreets the money ſo far collected by the truſtees of the town. The law making proviſion for the building of the capitol and the laying out of the city of *Williamſburg* had been firſt paſſed in 1679, and continued, with additions, in 1705. It was evidently now felt that better reſults could be ſecured by the appointment of a ſmall committee than had been obtained by the larger body of directors named in the law of 1705. This committee was now empowered firſt to make the neceſſary repairs on the capitol, and then to have the ſtreets of the city reſurveyed if the money received from the truſtees and others proved ſufficient. The other improvements ſuggeſted by the governor were not authorized.[24] This committee was, however, further authorized to audit the accounts of the expenditures neceſſary to be made on the

[19] Hening, IV, 45, 46.
[20] Hening, III, 498.
[21] See p. 58.
[22] Hening, IV, 46–49.
[23] Official Letters of Alexander Spotſwood, I, 20.
[24] See p. 60.

governor's houſe for its completion. The £900 appropriated by the Aſſembly at their former meeting for this object had proved inadequate, and accordingly the governor had been authorized by reſolution of the Houſe agreed to on *Dec.* 9 to take the conſtruction of the building under his own ſuperviſion. Nothing was ſaid as to the amount which might ſtill be expended, but no doubt it was ſuppoſed that it would be inconſiderable.

Third Seſſion.

The third ſeſſion of the Aſſembly began the 16th of *November* and ended the 24th of *December*, 1714. A new ſovereign, *George I*, had now been proclaimed king, and this neceſſitated the taking a ſecond time by the Burgeſſes the cuſtomary oaths of office. It alſo had the effect of bringing automatically to an end the life of the preſent General Aſſembly on the 16th of *May*, 1715, ſince a ſpecial colonial law in reference to the continuance of the General Aſſembly which might be in exiſtence at the death of Queen *Anne* provided that unleſs ſooner diſſolved by the governor it might remain in being for ſix months, but no longer, after the beginning of any ſeſſion it might hold in the new reign.[25] *Spotſwood* clung to the preſent Aſſembly as long as poſſible, and no doubt iſſued writs for the election of new members of the Houſe of Burgeſſes with reluctance, for the members of the Houſe at the preſent ſeſſion were almoſt as tractable, even if not altogether ſo, as they were the preceding ſeſſion, while there were already ſymptoms among the people at large of oppoſition to certain meaſures of which *Spotſwood* was the unyielding advocate, and there was no telling how much weight this oppoſition might have in the new elections.

In his opening addreſs the governor reported that affairs on the frontiers were in a much more ſatisfactory condition than they had been in at the opening of the preceding ſeſſion, good progreſs having been made in the execution of his cheriſhed plans, and the coſt of guarding the frontiers by means of the "ſettlements" he had made being far leſs than the coſt of the rangers. He had nothing to ſay, indeed, in reference to the *Tuſcarora* Indians, for theſe had finally failed him, but the place which he had deſigned for them had been taken by certain *German* refugees who had opportunely arrived in the country. Theſe he had ſettled on the *Rappahannock* ſome miles beyond the frontiers as they then were, and he recommended them to the benevolence of the Aſſembly. He had commenced, too, the ſettlement of the tributary Indians, having ſettled a few white men with them to "obſerve their actions," but hoped that in courſe of time this guard might be withdrawn. He adviſed that the trade with theſe Indians as well as with foreign Indians be carefully regulated. Calling attention to the ſevere drought prevailing the preceding ſummer, he adviſed that meaſures of relief be adopted for the benefit of the ſufferers thereby. He alſo asked that proviſion be made for the proper care of a large quantity of ammunition and arms which her late majeſty had ſent to the Colony. In concluſion, he exhorted the Burgeſſes that they take care to preſerve the good agreement among themſelves and between their chamber and the Council and governor obſervable up to that time, ſince ſuch an agreement would make the beſt of impreſſions on their new ſovereign, prediſpoſing him to the intereſts of *Virginia*.

All the governor's ſuggeſtions were promptly followed in the paſſage of appropriate laws. In addition, many of the petitions handed in alſo reſulted in laws for the removal of the grievances of which they complained, and ſeveral laws found to be beneficial which were near their expiration were re-enacted. All theſe, added to ſeveral private acts that were paſſed, made up a conſiderable maſs of legiſlation. There were alſo three bills on which much work was done but which did not finally become laws, two of them becauſe the Houſe and Council could not agree on certain amendments, and the third becauſe, though it was agreed to by both chambers, the governor refuſed to ſign it ſince it was a bill for the re-enactment of a law which had been found to be beneficial but nevertheleſs was drawn ſo as to be temporary, and not perpetual, as it ſhould have been according to the governor's inſtructions. This bill had the title "An act for ſecurity

[25] Hening, III, 355, 356.

and defenſe of the country in times of danger." It ſeems, from what *Spotſwood* ſays of it in his letter to the Board of Trade of *January* 27, 1714-15, in which he gives an account of the legiſlation of the ſeſſion, that the members of the Council cared very little about the act, and *Spotſwood* himſelf even leſs, deſpite what he calls "its precious title." One of the bills on which the Houſe and the Council could not agree had for its object the adding of a part of *James City* county to *Charles City*, and the object of the other was to make more convenient the boundaries of the ſeveral pariſhes in *Prince George* County. The reſulting dead-lock in each caſe was good proof of the correctneſs of the obſervations made by *Spotſwood* ſome time before on the inconvenience ariſing from the control of ſuch matters by the General Aſſembly.[26]

The only other matter in reference to which *Spotſwood* found it impoſſible to control the Aſſembly was the joint addreſs of the Houſe and the Council to his majeſty the king requeſting that he allow the quit rents to be permanently uſed to defray the expenſes of the government of *Virginia*. On the 10th of *December* the governor ſent a ſpecial meſſage to the Houſe ſtating that the revenue appropriated for the ſupport of the government continued to be greatly inſufficient, and calling attention to his meſſage of the 28th of *November*, 1712, to which reply had been made that the Houſe did not then have time to "conſider fully ſo great a work." Now, after two years, the governor hoped that the Houſe was prepared to come to ſome reſolution on the ſubject. On the fifteenth the reply of the Houſe was ready. It was in ſubſtance that the only recourſe which the Houſe could ſee was an application by the Council to the king for the uſe of the quit rents. The following day the Council informed the Houſe by meſſage that in their opinion the application ſhould be made by both chambers of the Aſſembly in a buſineſs of ſuch great import. Conſequently a very earneſt addreſs was prepared by a joint committee of the two chambers, ſetting forth the great need, pointing to precedents, and finally asking that the quit rents paid in *Virginia* be permitted to remain there as a ſource which might be drawn on in every caſe of emergency.[27] At the ſame time an addreſs was prepared to the governor asking that he tranſmit with his recommendation the paper prepared for preſentation to the king. The governor transmitted the addreſs as requeſted, ſending it to the Commiſſioners of the Treaſury, with a letter explaining that he did not "join with the General Aſſembly in ſo improper a requeſt as is that of asking his majeſty in the very beginning of his reign to give away his whole revenue of quit rents," though he concurred to the extent of asking that the preſent deficiency be made good from that ſource.[28]

At this ſeſſion there were paſſed ſeventeen acts, of which only four are given in full in *Hening*,[29] and only one of the others by title. Fortunately, however, *Spotſwood* gives in his letter of *January* 27, 1714-15, a deſcription of moſt of them, and the Journal gives much information alſo. Hence their moſt important features at any rate are known.

The firſt four acts given in the liſt on pages 116 and 117 were paſſed in reſponſe to the governor's various recommendations in his opening ſpeech. In the "Act for the better regulation of the Indian trade," it was provided that all trade with the Indians in *Virginia*, both tributary and "foreign," ſhould be carried on at one place, namely, the new ſettlement of *Chriſtanna* on the *Meherrin* River, in open market, by the agents of a company that was to have a ſtrict monopoly of the trade for twenty years. In return for the privileges granted, the company was to contribute toward the erection of the magazine to be built at *Williamſburg* as a ſtorehouſe for the ammunition and arms of the Colony, to take its ſupplies of powder uſed in the Indian trade from this magazine, always putting in an equal amount of freſh powder—this was to prevent the powder in the magazine from becoming impaired with age—to erect a ſchool houſe for the Indian children at *Chriſtanna*, and after the lapſe of two years to aſſume the maintenance of

[26] See above.
[27] See p. 109.
[28] Official Letters of Alexander Spotſwood, II, 80, 81.
[29] Hening, IV, 51–57.

the fortifications at that place and of the guard of twelve men with an officer. Some of the advantages to flow from this law were the prevention of illicit and harmful trade with the Indians, the eafy fuppreffion of trade altogether whenever it feemed advifable, the great extenfion of the trade in proper articles and under correct regulations by making it poffible for the people of the country in general to fubfcribe to the ftock of the company, the gradual education of the Indians by means of the inftruction in the fchool and by the trade itfelf, and their fure converfion into friendly and civilized neighbors.

The "Act to exempt certain *German* Proteftants from the payment of levies for feven years and for erecting the parifh of Saint *George*" had to do with the *Germans* fettled by *Spotfwood* juft above the falls of the *Rappahannock* River. Thefe *Germans* had in the firft inftance been encouraged to come to *Virginia* by the baron *de Graffenreidt*, who hoped that they, many of them being practical miners, would be able to find valuable mines there. But the baron had not been able to continue in *Virginia* till their arrival. Hence they were entirely at *Spotfwood*'s difpofal, and he faw in them good fubftitutes for the *Tufcarora* Indians to play a part in his general fcheme of ftrengthening the frontiers, efpecially fince he had a private project on foot for working the mines in the neighborhood of the place where they were located, *Germanna*, as foon as it could be definitely afcertained what fhare of the product would be expected by the *Englifh* crown. The "Act for the relief of perfons who by reafon of the drought of laft fummer have made fmall quantities of corn and tobacco and who for want of opportunity of fhipping have great quantities of old tobacco now by them, and for punifhing perfons who fhall carry any hogfheads of tobacco not ftamped out of this Colony" feems to have allowed that debts both public and private fhould be paid for the time being in the fame kind of tobacco as had been receivable before the great tobacco law paffed at the preceding feffion of Affembly went into effect, and to have permitted the fhipment of this kind of tobacco from the Colony.[30] The "Act for erecting a magazine" provided for the erection, at a coft of not to exceed £200, of a fuitable ftorehoufe for the fafe keeping of arms and ammunition, and for the falary of a keeper and an armorer. It further provided that fo foon as the *Virginia* Indian Company fhould be incorporated for trade with the Indians, it fhould, before entering on the trade, pay to the treafurer of *Virginia* £100, part of the fum to be expended on the building. The governor was impowered to fuperintend the conftruction of the building and to iffue his warrants from time to time on the treafurer for payment of the money appropriated, which was to come from the fund arifing from the duty on liquors and flaves. The laft provifion was made a part of the bill, not merely as a mark of confidence in the governor, but alfo becaufe the building was needed at once and the governor offered to advance the neceffary amounts from his own purfe and wait for payment from the duties, which were already confiderably anticipated.[31]

The "Act to prevent the malicious burning or deftroying the public ftorehoufes of the tobacco agents" was rendered neceffary by the extremes to which fome of thofe oppofed to the great tobacco law had already gone in their talk. It does not feem that any actual cafe of warehoufe burning had taken place. The object of the law was to fhow what punifhment might be expected to follow the commiffion of fuch a crime, which was claffed as a felony punifhable by death. By the "Act to continue an act entituled an act for preventing frauds in tobacco payments and for the better improving the ftaple of tobacco" the great tobacco law was continued in operation for one year beyond the limit fet in the firft law, one or two acknowledged defects being amended. For example, provifion was made whereby the rent charged by the owners of fuch houfes, or of the land on which they were built, might not be exceffive.[32]

None of the other acts needs to be dwelt upon at any length, fince the object of each is readily inferred from the title. It is of intereft to note, however, that the "Act

[30] Official Letters of Alexander Spotfwood, II, 96. See alfo this volume of the Journals, p. 100.
[31] Official Letters of Alexander Spotfwood, II, 97.
[32] See pp. 93, 94.

for continuing an act entituled an act for prevention of abuſes in tobacco ſhipped on freight," which merely continued the law of 1710, the "Act for regulating and ſettling the current rates of gold coin and of *Britiſh* ſilver coin in this dominion," whoſe purpoſe was to fix the rates at which different coins ſhould circulate at ſuch figures as would prevent their being driven from the Colony, and the "Act to oblige owners and occupiers of mills to which public roads ſhall lead to make the dams of ſuch mills ten feet wide at the top," whoſe object was to inſure a ſufficient width to theſe dams to enable wagons to be driven over them with eaſe and ſafety, became permanent general laws of the Colony.

The good feeling exiſting during this ſeſſion of the Aſſembly between the Council and the Houſe was, as was that between the Houſe and the governor, very commendable, nothing occurring ſeriouſly to interrupt it, ſince the difference between the two chambers as to the bills on which they could not agree were not allowed to become exaggerated into violent diſagreements, and the only caſe in which there might have been a poſſible miſunderſtanding over a queſtion of precedence was foreſeen and provided aga'nſt. This queſtion was whether the joint addreſs to the king congratulating his majeſty on his acceſſion to the throne ſhould be delivered to the governor, who was to forward it, by the ſpeaker of the Houſe or by the preſident of the Council. The Houſe claimed that it ſhould be delivered by the ſpeaker, ſince the addreſs had been prepared in the Houſe. It was finally agreed that if the governor ſhould be pleaſed to have the addreſs delivered to him in the Council chamber, then it ſhould be read to him and the paper handed him by the ſpeaker of the Houſe; but if in the "palace," by the preſident of the Council. In the Houſe itſelf there ſeems to have been only one occaſion on which the feeling exhibited by a member in debate ran unduly high. The member was M^r *George Marable*, of *James City* County, and the queſtion up at the time (*Nov.* 29) almoſt certainly was whether the tobacco law ſhould be continued or not. M^r *Marable*, who was much oppoſed to the law, rendered himſelf in the courſe of his remarks liable to the complaint, brought in the following day, that he "did yeſterday in a debate in the Houſe utter many undecent and reflecting ſpeeches againſt ſeveral members of this Houſe then preſent, in breach of the rules of the Houſe."[33] On proper explanation, however, that he intended no reflection by the words he made uſe of, he was excuſed. This incident is intereſting not ſo much in itſelf as in the premonition it gave of the feeling that was to control the next Houſe. In this Houſe M^r *Marable* became a leader, and uſed every effort to have the tobacco law repealed.

[33] See p. 93.

Aſſembly of 1715.

THIS Aſſembly, which had only one ſeſſion, met on the third of *Auguſt*, 1715, and was diſſolved on *September* 7 of the ſame year. Though thus in ſeſſion for more than a month, it paſſed only three acts, "An act for the encouragement of ſuch perſons as have gone and ſhall go voluntarily into the ſervice of *South Carolina*," "An act for raiſing a public levy," and "An act requiring the veſtry of the pariſh of *Henrico* to build a chapel in the ſaid pariſh," no one of them a meaſure of great importance. The important bills of the Houſe were defeated in the Council, and the one important bill of the Council was defeated in the Houſe. Hence, ſo far as actual legiſlation is concerned, this Aſſembly may well be called the "do-nothing" Aſſembly. The repeal of the tobacco law had been made the great iſſue in the election of members, and thoſe favorable to repeal now took control. Mr *Peter Beverley*, ſpeaker of the Houſe for the two former Aſſemblies, failed of re-election to this poſition, his place being taken by Mr *Daniel McCarty*, a new man. Mr *Beverley*, indeed, was excluded from the Houſe altogether, for, having failed of election from *Gloucester*, the county he formerly repreſented, he was returned by the inchoate corporation of *William* and *Mary* College, and the Houſe decided that the college, not having a ſufficient number of maſters and ſtill being under the control of truſtees, was not entitled to repreſentation.[14] Mr *Gawin Corbin* and Mr *John Clayton*, both new men, were made chairmen of the committees of privileges and elections and propoſitions and grievances, reſpectively, and Mr *George Marable* was placed at the head of the committee of public claims after the deciſion was reached that Mr *Beverley* was not rightfully a member of the Houſe, Mr *Beverley* having up to that time acted as chairman.

The occaſion of the calling the Aſſembly together was the alarming condition of affairs in *South Carolina*, where the coloniſts had been ſuddenly attacked by a combination of Indians before conſidered ſtaunch in their friendſhip, and where at one time it had looked as if the whole colony would be overrun. On firſt hearing of the ſituation *Spotſwood* had ſent a large ſupply of arms and ammunition and later a force of men, and it was in order to be enabled to give further aſſiſtance that he convened the Aſſembly—for this purpoſe, and to ſecure the paſſage of ſuch a law for the improvement of the militia as would render it a ſufficient defenſe in caſe the Indian war ſhould ſpread to *Virginia*. In his opening addreſs he gave, in addition to the facts juſt ſet forth, rather reaſſuring information that ſome of the tribes warring againſt *South Carolina* had ſent meſſengers to him offering an accommodation. He ſtrongly urged, however, that the chance of coming to terms with them ſhould by no means cauſe the Aſſembly to think of laying aſide for an inſtant the concerting of meaſures for the aſſiſtance of *South Carolina* and the defenſe of *Virginia*. He pointed out that the ſureſt way of ſecuring an advantageous treaty was to impreſs the enemy with a notion of the ſtrength of *Virginia*. For this reaſon he deſired a very ſhort ſeſſion, ſo that he might meet on the frontier at the head of a conſiderable force the chiefs of the tribes from *South Carolina* who were coming to treat of peace.

In ſpite of this addreſs, however, and in ſpite of the fact that it had been ſtated in the writs calling the Aſſembly together that the meeting was to be for the purpoſe referred to, the Houſe went to work at once on other matters, deferring the conſideration of the governor's addreſs to the following *Monday*, although the addreſs was delivered to them on *Thurſday*, and not finally giving the governor an addreſs in reply until the 10th of the month, ſix days after his addreſs had been delivered in which he urged expedition. The uſual committees were named and the uſual orders promulgated, for inſtance, among others, that all propoſitions, grievances, and public claims ſhould be brought into the Houſe by a fixed day, and that the committee of propoſitions and grievances ſhould inſpect the Journal of the Houſe for the laſt ſeſſion and report

[14] See p. 138.

to the Houſe what was found to be neceſſary to be conſidered the preſent ſeſſion. And an order ſhowing concluſively that the Houſe, far from intending a ſhort ſeſſion, was deliberately planning for one exactly the reverſe, was the following, agreed on the ſame day that the addreſs was delivered: "That all petitions, propoſitions, and grievances directed for the laſt ſeſſion of Aſſembly and not conſidered be admitted to the conſideration of this ſeſſion."[35] The majority of the members of the Houſe evidently thought that the matters called to their attention by the governor were not ſo urgent after all as the governor wiſhed them to appear, and that, beſides thoſe things mentioned by him, other matters ſhould alſo receive conſideration—eſpecially, as it ſoon developed, the queſtion of the repeal of the tobacco act.

The ſame day the Houſe was informed by ſome of its members that the juſtices of the county of *Richmond* had neglected to hold a court for certifying public claims as by law required, and thereupon it was ordered that the juſtices be proſecuted by the attorney-general for their neglect. Complaint was alſo made to the Houſe that certain juſtices of the court of the county of *New Kent* at a court held for receiving and certifying propoſitions and grievances to the General Aſſembly had refuſed to receive a paper containing propoſitions and grievances ſigned by inhabitants of that county, and it was ordered that the offending juſtices be ſent for in cuſtody of the meſſenger of the Houſe. This caſe proved to be one of the moſt intereſting and exciting dealt with at that ſeſſion of the Aſſembly, or, in fact, at any ſeſſion of the General Aſſembly during its whole hiſtory. On the 9th of *Auguſt*, *Richard Littlepage* and *Alexander Walker*, two of the *New Kent* juſtices, having been arreſted by the meſſenger, were called to the bar of the Houſe for examination; after which it was ordered that they ſhould be required to make "an humble acknowledgement of their error at the bar of the Houſe," and then reprimanded by the ſpeaker. Mr *Walker* acted in accordance with the judgment of the Houſe, and was diſcharged from cuſtody upon paying fees, but Mr *Littlepage* obſtinately refuſed. He was ordered to be kept in the cuſtody of the meſſenger. Three days later Mr *Littlepage* and Mr *Butts*, who had in the meantime alſo been arreſted by the meſſenger but who had not made his appearance before the bar of the Houſe, made their eſcape from cuſtody. When information was given the Houſe of this fact, the meſſenger, having been called to the bar and examined, was judged guilty of a miſdemeanor and neglect in the execution of his office, and Meſſrs. *Littlepage* and *Butts* were declared guilty of a "high miſdemeanor and contempt of the authority" of the Houſe. It was ordered that they be purſued and retaken. The execution of the order was put in the hands of a new meſſenger immediately commiſſioned by the governor.[36] When, however, the meſſenger in perſon informed Mr *Littlepage* and by deputy Mr *Butts* of the order of the Houſe, both gentlemen refuſed to ſurrender themſelves into cuſtody, ſaying that, the Houſe of Burgeſſes having no authority to ſend for them, they would not obey. When informed of this on the 15th,[37] the Houſe reſolved that an addreſs be preſented to the governor asking that he give ſuch orders as he might think neceſſary for bringing the two gentlemen before the Houſe "to anſwer for their repeated contempts of the authority" of the Houſe. It was neceſſary for the Houſe to apply to the governor, ſince at that time they had only one meſſenger and he was an appointee of the governor. The addreſs was duly prepared by the committee of privileges and elections[38] and duly delivered.[39] The governor gave verbal reply that his concern for the honor of the Houſe of Burgeſſes ſhould always equal theirs for the honor of their country, and that the executive power would vindicate the repreſentatives of the people "conformable [conformably] to the ſupport they agree to afford it." This reply, promiſing nothing and ſhowing only the irritation of the governor at the neglect of the Houſe ſo far to furniſh the aſſiſtance asked for at the opening of the ſeſſion, was unſatisfactory to the Houſe, and it was

[35] See p. 124.
[36] See pp. 135, 136.
[37] See p. 139.
[38] See p. 140.
[39] See p. 142.

reſolved that a ſecond addreſs to his honor be prepared by the committee of privileges and elections to the effect that he be pleaſed to iſſue ſuch immediate orders as he ſhould judge moſt effectual for bringing *Littlepage* and *Butts* before the Houſe. This ſecond addreſs was reported to the Houſe on the 18th, and is an unuſually well expreſſed paper, being in the ſtyle of M^r *Clayton*, the chairman of the committee of propoſitions and grievances, rather than in that of M^r *Corbin*, the chairman of the committee of privileges and elections. In fitting terms it ſet forth the reaſons why his honor was again appealed to, and begged that he ſhould take ſteps to preſerve to the Houſe their ancient rights and privileges, which were in danger of being ſubverted if the contumacy of thoſe two gentlemen were allowed to go unpuniſhed. The addreſs was ſigned by the ſpeaker, and taken to the governor by the committee of privileges and elections, the committee of claims, and ſeven members in addition. To this addreſs the governor ſent a written reply, ſhowing the ſame irritation as did the former verbal reply. Its opening ſentence was: "I am ſorry to find your utmoſt concern to be about what you call the rights and privileges of your Houſe, while you ſeem to reſerve none for the diſtreſſed condition of your neighbours, and teſtify the greateſt indifference for the ſafety and honor of your country."[40] Continuing, the governor ſaid that while he was ready to aſſiſt the Houſe in maintaining its juſt rights and privileges, he muſt be excuſed from aiding in any of their invaſions on the prerogative, and that they had no right to erect themſelves into a court of judicature for the trial of the juſtices of the peace. The next day the Houſe agreed to ſeveral reſolutions to the effect that the Houſe had an undoubted right to receive, hear, and redreſs the grievances of the people of the Colony when legally certified, and that the refuſal of *Littlepage* and *Butts* to certify the propoſitions and grievances ſubmitted to them while ſitting as members of a court held for the purpoſe of certifying grievances was arbitrary and illegal and a ſubverſion of the rights and liberties of the people; that the Houſe in ſending for them did not intend to invade any part of the royal prerogative and were of the opinion that they had not done ſo; that the two gentlemen in diſobeying the orders of the Houſe and eſcaping out of cuſtody were guilty of a great miſdemeanor and contempt, and ought to be puniſhed; and that they ought to be compelled to appear and anſwer their misdemeanor and contempt at the bar of the Houſe. It was further reſolved that a ſuitable addreſs to the governor be drawn up on his meſſage. In this addreſs, alſo very skilfully worded, ſhowing that there was at leaſt one writer of real ability in the Houſe—it was undoubtedly M^r *Clayton*—the whole conduct of the Houſe up to the time of the writing of it is defended. So far as their conduct in reference to the two juſtices was concerned, they proteſted that they had no deſire to invade the royal prerogative, but it ſeemed to them that when juſtices in caſes which "were not judicial but miniſterial only" aſſumed a juriſdiction and by their judgment debarred the people and their repreſentatives from the methods preſcribed by law for redreſſing grievances, ſuch matters were to be taken cognizance of by the Burgeſſes in Aſſembly; and they were the more inclined to this opinion ſince the law directing that the juſtices hold the courts for certifying grievances was ſilent as to how juſtices refuſing to certify grievances, as in this caſe, ſhould be proceeded againſt.[41] The Council, in the meantime, objecting to the wording of the reſolution of the Houſe that the Houſe had the right of receiving, hearing, and redreſſing the grievances of the inhabitants of the Colony, ſent a meſſage to the Houſe reminding that body that the power of redreſſing grievances was lodged in the whole General Aſſembly, with the governor's concurrence, and not in the Houſe ſingly. The Council claimed that all ſuch propoſitions and grievances ſhould be directed to the General Aſſembly and ſhould be conſidered firſt by the Council, the upper houſe of Aſſembly, and they hoped that the action of the Houſe at the preſent ſeſſion in conſidering ſeveral ſuch papers without referring them at all to the Council, ariſing probably from inadvertance, might not be taken as a precedent for the future. To this meſſage a very polite reply was returned, in which the Houſe aſſured the Council

[40] See p. 144.
[41] See p. 148.

that it was far from their intention "to attempt to invade any of the privileges of the upper houſe." The law, the meſſage ſaid, did not preſcribe how theſe grievances ſhould be directed, and accordingly they had been variouſly directed; occaſionally they were not directed at all; hence the Houſe thought it within the province of the Burgeſſes to receive and hear, in order to redreſs, all ſuch papers as were not ſpecifically addreſſed to the Council or the governor; but the Houſe was very willing to tranſmit at any time to the Council all ſuch propoſitions and grievances as the Council might deſire to inſpect. In a further meſſage to the Houſe, delivered *Auguſt* 27th, *Spotſwood* aſſerted that frequently in the paſt propoſitions and grievances had failed of the atteſtation of the county courts, but ſtill had been received by the General Aſſembly, and he called the attention of the Houſe to the fact that the uncertified grievances of this ſeſſion had not been by any means barred by the Houſe. If the juſtices were not to uſe their judgment in diſtinguiſhing between thoſe complaints which were baſeleſs and thoſe which were juſt, he did not ſee any reaſon for ſubmitting them to the court before ſending them to the Aſſembly. This was, according to *Spotſwood*, probably the firſt time that any Houſe of Burgeſſes had ever fought in this way to puniſh juſtices for preſuming to judge of the truth or falſity of a complaint of this nature, and he was unwilling to aſſiſt them in making good an aſſertion of rights and privileges beyond thoſe claimed by their predeceſſors. On the other hand, the Burgeſſes maintained in reſolutions agreed to the 2nd of *September* that the only motive of the Houſe in adopting the courſe they had purſued was their wiſh to maintain the rights and liberties of the people againſt thoſe who deſired to "deprive them of the benefit given by law;" that the paper refuſed certification contained nothing falſe or ſeditious; that the *New Kent* juſtices, being the firſt to refuſe to certify ſuch papers, ought to be the firſt to be puniſhed at the bar of the Houſe; and that in the refuſal of the governor to aid the Houſe in compelling *Littlepage* and *Butts* to appear at the bar, the Houſe was denied its "juſt rights and privileges." The Council, in this controverſy ſiding with the governor, informed the Houſe in a long meſſage, delivered the laſt day of the ſeſſion, devoted to a diſcuſſion of the various queſtions at iſſue, that if the Houſe had asked merely that the governor aid them in retaking a priſoner who had eſcaped from the cuſtody of their meſſenger he would have complied with the requeſt, but that his refuſal to aid was cauſed by the inſiſtence of the Houſe on erecting themſelves into a court to try crimes and miſdemeanors. And even the Council's meſſage did not contain the laſt word on the ſubject; for the governor vehemently returned to it in his long addreſs delivered at the cloſe of the ſeſſion, merely repeating, however, in different words what he had already ſaid.

Now that the ſmoke of battle has long ſince rolled away, it is not hard to determine that in their main contention the Houſe of Burgeſſes was right. The law[42] allowed the juſtices no power whatever to examine into the nature of the grievances; it called for the certification of all. The framers of the law felt, no doubt, that the mere requirement that a perſon or perſons drawing up a paper ſetting forth a grievance ſhould preſent it to the county court would effect the elimination of thoſe that were frivolous; and they did not wiſh to put any further clog on the right of petition. Manifeſtly, if juſtices were permitted, in plain contravention of the law, to judge of the matter of theſe papers, the right of petition would be ſeriouſly impaired. This was by all means to be prevented, and the members of the Houſe felt that, in the abſence of a ſpecial proviſion covering ſuch a caſe, the Houſe was the proper body to take cognizance of it. Though the act of the juſtices was not a breach of the privileges of the Houſe, it was an illegal act which it was very well for the Houſe to take notice of. In later times there were ſeveral ſimilar caſes in which the Houſe inſiſted on taking juriſdiction. The firſt of theſe was the caſe of *Joſeph Smith*, one of the juſtices of *Eſſex* County, who in the 1723 ſeſſion of the Aſſembly was by order of the Houſe reprimanded by the ſpeaker for refuſal to certify a grievance.[43]

[42] Hening III, 245. 246

[43] See p. 373.

A very intereſting caſe of the exerciſe by the Houſe of the right of judging of the election and qualifications of its members preſented itſelf at this ſeſſion in the caſe of Mr *William Cole* and Mr *Cole Diggs*, elected to repreſent *Warwick*. In their canvaſſes theſe gentlemen had promiſed that if elected they would draw no ſalary. This having been reported to the Houſe and examined into by the committee of privileges and elections and found to be true, the two gentlemen were declared not duly elected, and the governor was requeſted to iſſue a writ for a new election. At this election Mr *Cole* and Mr *Diggs* were again ſucceſsful, and, having made this time no ante-election promiſes we may be ſure, were allowed to take their ſeats. Mr *Cole* and Mr *Diggs* were of the governor's ſmall party in the Houſe, and the governor in his meſſage of *Auguſt* the 27th took occaſion to taunt the Houſe with the treatment meted out to them, whereupon the Houſe in their reſolutions of *September* the ſecond affirmed that the action taken was only according to the law of the Colony. The Council, in their meſſage of *September* 7th to the Houſe, declared that there was no law in *Virginia* to prevent a candidate from generouſly offering to ſerve without pay. Finally, the governor, in his cloſing addreſs, made further ſarcaſtic reference to the incident. Deſpite the governor's ſarcaſm, however, and the Council's aſſumption of ſuperior knowledge, it muſt appear to any unprejudiced mind of the preſent day that the Houſe was juſtifiable in its courſe, for the law[44] diſtinctly diſabled any one from ſitting in the Houſe who made a gift of money or anything elſe or promiſed any gift or reward to any "perſon or perſons in particular" or to any "county, town, or corporation in general;" and certainly the offer of ſervice without pay was the promiſe of a reward to the county, the counties at that time paying the ſalaries of repreſentatives.

Toward carrying out the purpoſe for which it had been called together the Houſe did almoſt nothing; for the "Act for the encouragement of ſuch perſons as have gone and ſhall go voluntarily into the ſervice of *South Carolina*" merely provided that they ſhould be relieved from paying taxes for the year. It is true that the Houſe voted to appropriate £450 to enable the governor to carry out his agreement with *South Carolina*, but it tacked the appropriation to the Houſe bill for the repeal of the tobacco law, hoping that poſſibly in this way the meaſure which had become ſo obnoxious to the majority of the members might be got rid of.

The tobacco law could not be repealed in any other way, ſince both the Council and the governor were firm friends of the law, being willing, however, even deſiring, that ſeveral amendments be made. Theſe were embodied in a bill drawn up and paſſed by the Council, the main proviſion being that the fees of the agents, or inſpectors, ſhould be cut in half, but this bill was rejected by the Houſe.

Leaving aſide the ſpirit in which it was conceived, the addreſs of the governor made at the cloſe of the ſeſſion gives a good ſummary of the attempted legiſlation. This ſpeech is, however, bitter, unfair, and inſulting to the opponents of the governor, moſt, probably all, of whom were as honeſt as the governor himſelf, and many of whom were as ſagacious. In the laſt ſentence of this ſpeech he diſſolved the Aſſembly.

[44] Hening, III, 243.

The Aſſembly of 1718.

Firſt Seſſion.

THE Aſſembly of 1718 held two ſeſſions, the firſt laſting from *April* 23rd through *July* 10th, with a long intermiſſion from *May* 30th to *July* 10th, and the ſecond laſting from *November* 12th through *December* 1ſt. *Spotſwood* had diſſolved his former Aſſembly in a high rage on account of the inſiſtence of the Houſe on devoting its time to the conſideration in its own way of the queſtions it thought moſt important, to the excluſion of the one recommended by the governor. He hoped by an appeal to the country to find himſelf provided with a Houſe of Burgeſſes more inclined to look at queſtions through his lenſes. Unfortunately for him, however, a diſpute which had almoſt as ſoon as he firſt came to *Virginia* commenced between himſelf and two of the moſt influential members of the Council, Colonel *Philip Ludwell* and Colonel *William Byrd*, the former the auditor of accounts of the Colony and the latter the receiver general, over the methods of collecting and auditing the revenues, had grown in violence, as had a diſpute with the majority of the members of the Council, alſo of ſome years' ſtanding, as to the right of the governor to name as judges of the courts of oyer and terminer any perſons except members of the Council. A diſpute, too, between himſelf and Commiſſary *Blair* as to the right of preſentation to benefices had ariſen. The reſult was that eight of his twelve councillors could now be counted on to oppoſe his views wherever a poſſible difference of opinion could ariſe as to their wiſdom, whereas in the former Aſſembly the majority of the Council were ſtill friendly, only Colonel *Ludwell*, Colonel *Byrd*, and poſſibly one or two others giving countenance to the proceedings of the Houſe of Burgeſſes. The feeling of the members of the Council had made itſelf felt in the elections, and this, added to the old bitterneſs engendered at the laſt meeting of the Aſſembly, had as its reſult the return of a Houſe even more hoſtile to the governor than was its predeceſſor. It was made up, indeed, very largely of the ſame members as before, but was no doubt ſtrengthened in its oppoſition by the fact that now it could look for the ſupport of the upper chamber of the Aſſembly—not, indeed, on all matters coming up for conſideration, for there were ſtill differences of opinion between the two chambers, but on matters peculiarly affecting the governor. The tone of the papers addreſſed by the governor to the Houſe ſhowed a great improvement over the tone characterizing thoſe of the former ſeſſion, for it had been intimated to him by the Board of Trade[45] that the Board deſired a change in this reſpect, but the tone of the papers of the Houſe was on more than one occaſion ſtudiouſly offenſive, and the Houſe ſeemed, when it was neceſſary to ſend written communications to the governor, to ſelect as members of the committees intruſted with the delivery of them juſt thoſe Burgeſſes in the main known to be on unpleaſant perſonal terms with him.

The number of members of the Houſe during this Aſſembly was fifty-two, inſtead of fifty-one, the number for the preceding Aſſembly after M[r] *Peter Beverley* had been compelled to withdraw, the gentleman elected to repreſent *William* and *Mary* College being now allowed to take his ſeat. The reaſons for the rejection of a member for *William* and *Mary* were as ſtrong as they had been at the meeting of the preceding Aſſembly, for the college had not yet been turned over by the truſtees to the preſident and maſters, but the gentleman who was formerly returned was M[r] *Peter Beverley*, a friend of the governor's; now, no doubt, Commiſſary *Blair*, who as preſident carried the vote of the college in his pocket, had given this vote to a determined opponent. M[r] *Daniel McCarty* was re-elected ſpeaker, and toward the cloſe of the ſeſſion[46] the Houſe reſolved that the ſum of £100 out of the money in the hands of the treaſurer

[45] Official Letters of Alexander Spotſwood, II, 228.

[46] See p. 214.

be given him. This was probably to reconcile him to his failure of election to the office of treaſurer, an office uſually held by the ſpeaker of the Houſe. Owing to the feeling exiſting at the preceding meeting of the Aſſembly and at this one, as at the following meeting, no bill naming a new treaſurer could be paſſed, and therefore Mr *Peter Beverley*, not now a member of the Houſe, continued to hold this reſponſible and lucrative office. Mr *John Clayton*, probably the beſt educated and moſt talented member of the former Houſe, had failed of re-election from *Jameſtown*, being ſucceeded by Mr *Archibald Blair*, brother of Commiſſary *Blair*. Mr *Clayton*'s poſition at the head of the committee of propoſitions and grievances was taken by Mr *Gawin Corbin*. The governor charged that the principal papers proceeding from the Houſe at this ſeſſion were written by members of the Council, as that many of the meaſures adopted by the Houſe had their origin in the brains of his enemies of the upper chamber[47]. The clerk of the Houſe at the beginning of the ſeſſion was Mr *Thomas Eldridge*, who was very ſoon, however, ſucceeded by Mr *John Randolph*, ſubſequently the diſtinguiſhed Sir *John Randolph*. Mr *Richard Buckner*, the former clerk, had fallen under the grave diſpleaſure of the Houſe becauſe he had inſerted in the Journal of the former ſeſſion as a part of the proceedings the cloſing addreſs of the governor. When called before the Houſe to give reaſons for doing this, he explained that it had been done by the ſpecial order of the governor. He was diſcharged from cuſtody on the payment of fees. Since the clerk of the Houſe was an appointee of the governor, Mr *Buckner* could no doubt at the beginning of this ſeſſion have been named for the poſition. Knowing the feeling, however, be preferred not to continue in office.

In the interim between the diſſolution of the Aſſembly of 1715 and the convening of the Aſſembly of 1718 the opponents of the tobacco law and the law reſpecting the Indian trade had made ſuch aſſaults upon them before the Board of Trade, bringing to their aſſiſtance the powerful influence of the *Britiſh* merchants trading in *Virginia*, that theſe two laws had finally been repealed by an order in council. The *Britiſh* government, moreover, had been pleaſed to ſend out inſtructions that no law in the future affecting the trade and ſhipping of *Great Britain* ſhould be ſigned by the governor till approved by the Board of Trade and the Privy Council. and recommendations that the Indian Company be reimburſed the ſums expended by it for the benefit of the Colony. *Spotſwood* announced in his opening addreſs that the main purpoſe of his calling the Aſſembly together at that time was to communicate the inſtruction and the recommendation. He alſo wiſhed, however, to be provided with means for going to *Albany* to make a treaty with the Five Nations, who had recently ſhown ſome diſpoſition to recede from the treaty entered into with Lord *Howard*, and he hinted that he ſhould be reimburſed the expenſes incident to ſeveral expeditions he had undertaken in the country's ſervice—one of which was, no doubt, the famous expedition over the *Blue Ridge* Mountains in 1716, and another was his journey to *New York* in 1717 to conſult with the governor of that colony in reference to Indian affairs. In beginning his addreſs the governor expreſſed his great pleaſure in being able to call attention to the very flouriſhing condition of the Colony at that time, the direct taxes laid on the people being light, the products of their labor in great demand, tranquility prevailing on the frontiers, and the treaſury containing a greater amount of money than had ever been before collected in it. It was the unuſual buſineſs of the Aſſembly to diſpoſe of a ſurplus rather than to deviſe means for raiſing revenue.

In attending to the matters referred to, the Houſe took its own time and purſued its own methods. After delivering the governor a purely formal complimentary addreſs in reply juſt one week after the preſentation of the opening addreſs, it in a ſecond addreſs requeſted that the governor inform the Houſe in what way the northern Indians had ſhown a diſpoſition to break away from their former treaty and what expenſive expedition he had undertaken "purely for the ſervice" of the Colony, asking that his expenſe account be handed in at the ſame time. In reply the governor inſtanced a circumſtance which muſt already have been well known to the members of the Houſe.

[47] Official Letters of Alexander Spotſwood, II, 276 ff.

namely, an attack made the year before near *Chriſtanna* by a band of *Senecas* on a body of *Catawbas*, who had come to the fort to deliver up hoſtages, and who in accordance with the regulations at the fort had given up their arms. In the ſame meſſage he expreſſed the hope that, ſince the Indian Company was now diſſolved, which had agreed to keep up the fortifications at *Chriſtanna*, the Houſe would provide for this, for the protection of the *Sapony* Indians, the only tribe which had carried out the treaty made in furtherance of his former ſcheme for ſettling the tributary Indians as a protection to the frontiers. He alſo recommended to the care of the Houſe the hostages delivered at *Chriſtanna* by the *Catawba* Indians. As for the expeditions he had engaged in "purely for the ſervice of the country," the diary he had kept of his movements enabled him to give an account of his travels, but he had kept no expenſe account. The Council, in ſo far as *Chriſtanna*, the *Sapony* Indians, and the *Catawba* hoſtages were concerned, were in accord with the governor, writing two long meſſages to the Houſe which covered the whole ground minutely[48], and explaining that all the meaſures taken ſince the repeal of the "Act for the better regulation of the Indian trade" had been taken with the Council's approval, even the requeſt made to the Indian Company—which was diſſolved as a legal corporation and a monopoly by the repeal of the law but which did not immediately go out of exiſtence as a private company—to continue the work begun for making *Chriſtanna* more defenſible, to keep up the guard, and to care for the *Catawba* hoſtages till the General Aſſembly ſhould make proviſion for theſe objects. The Council, as well as the governor, wiſhed the fortifications and the guard kept up and the hoſtages retained. Notwithſtanding this, the Burgeſſes reſolved that nothing ſhould be paid the Indian Company for the expenſe it had incurred in perfecting the defenſes of *Chriſtanna* ſince the repeal of the law; that keeping up and guarding Fort *Chriſtanna* would be of no benefit to the country; and that the hoſtages ſhould be ſent home, in ſuch a manner, however, as would preſerve the friendſhip of the *Catawbas*. The only conceſſion made was that the Indian Company ſhould be paid for the maintenance of theſe hoſtages from the 13th of the preceding *November*, the date of the proclamation repealing the law. The ſubſtance of the reſolution was embodied in an addreſs to the Council, and alſo in an addreſs made the governor on the day of adjournment.

The only fruit of the ſuggeſtion made by the governor that he be repaid the money expended by him in the expeditions undertaken for the benefit of the country was the following ſentence in that addreſs: "As the account your honor hath given us of your many fatiguing journeys undertaken for the ſervice of this government convinces us of your great diligence, ſo, Sir, we hope they will give you the ſatisfaction of reflecting that you have deſerved the ſalary allowed by his majeſty.[49]"

The recommendation of the governor that proviſion be furniſhed for his making a new treaty with the northern Indians was met by the declaration that as treaties with the Indians had always before been made by the governor and Council ſo the Houſe was willing now to leave the tranſaction of that kind of buſineſs in thoſe hands.[50]

As for the inſtruction that the governor muſt not in the future ſign any act affecting *Britiſh* ſhipping or trade until approved in *England*, it gave riſe to an addreſs drawn up by the Houſe to the king humbly praying that the ſame liberty ſhould be allowed his governor in ſigning bills as had before exiſted, ſince it frequently happened that emergencies demanded that laws be paſſed even on theſe ſubjects to go into effect at once. In this addreſs was included a prayer that the governor in conſtituting the courts of oyer and terminer be inſtructed to chooſe only members of the Council.

In order that the addreſs might be properly preſented and that other affairs of the Colony might receive due attention, it was reſolved that an agent be appointed. Accordingly, a bill was paſſed by the Houſe and came very near paſſing in the Council, which, according to the account given of it by *Spotſwood* in his letter of *June* 24, 1718, to the Board of Trade, gave the Houſe, without the concurrence of the Council, the

[48] See pp. 201, 203, 204.
[49] See p. 213.
[50] See p. 199.

power to name this agent, to change him when it ſaw fit, and to fix his ſalary; and when this bill was finally rejected by the Council, the Houſe by its own reſolution appointed Colonel *William Byrd*—Colonel *Byrd* was at that time in *England*—agent for the Colony. A committee, appointed to draw up inſtructions to the agent, reported the following, which were adopted: "You are deſired to lay before his majeſty the addreſs of the Houſe of Burgeſſes and to negotiate that affair to effect.

"The Houſe have thought fit to ſend their Journal for your peruſal; and in caſe any miſrepreſentation ſhould be made of their proceedings, you are deſired to have regard to their honor.[51]"

The ſecond inſtruction clearly ſhows that the Houſe was growing ſuſpicious of the governor.

The recommendation of the Board of Trade that the Indian Company be repaid the money it had expended in the intereſts of the Colony, was effective to the extent of cauſing the Houſe to agree to refund to the company the £100 the company had paid toward the conſtruction of the magazine, and, as already ſtated, the repayment of the money expended in caring for the *Catawba* hoſtages from the date of the publication of the repeal of the Indian trade law.

To diſpoſe of the ſurplus in the treaſury the Houſe paſſed a rather remarkable bill in ſome of its features, which, however, was accepted by the Council. This was that £8,000 be put out at intereſt, a wiſe proviſion in itſelf, ſeeing that currency was entirely too ſcarce in the Colony to permit with complacency the thought of this large amount's being locked up and kept out of circulation; but only one-half of this was to be put out at intereſt by the treaſurer. The other half[52] was to be put out at intereſt by Mr *Archibald Blair* at the rate of four per cent, two per cent of the intereſt being allowed Mr *Blair* for his trouble in making the loans and in conſideration of the fact that he ſhould be liable for all bad debts. If the bill was drawn in ſtrict accordance with the reſolution calling for it, it allowed Mr *Blair* to uſe this money in his own buſineſs at 2% intereſt. Mr *Blair* was, according to *Spotſwood*, a partner of his brother—Commiſſary *Blair*—and Colonel *Philip Ludwell* in the conduct of one of the largeſt mercantile eſtabliſhments in the Colony. But *Spotſwood* ſays that one of the clauſes of the bill provided that unleſs he lent the money he was to pay no intereſt at all. Thus his firm would be allowed the uſe of this large ſum of public money with no *quid pro quo* whatever. But this was not all. *Spotſwood*, in his deſcription of the bill, adds the following ſentence: "And as this money, being once placed in his hands by Act of Aſſembly, could not have been called out of his hands but by the ſame authority, and as there is in the Council a great majority of the relations of thoſe gentlemen [Col. *Ludwell*, Commiſſary *Blair* and Mr *Blair*], ſhould they have refuſed their concurrence to the recalling that money, it muſt remain in his hands without any intereſt to the country as long as they pleaſed." The governor therefore determined to reject the bill. He did not find this neceſſary, however, for the bill, though it paſſed both houſes, was not preſented to him for his ſignature.[53]

Another method, however, hit upon for putting a part of the money into circulation was agreeable to all parties, and was embodied in a law. This was the method of giving £1,000 to *William* and *Mary* College. This act and the "Act for ſettling the fees of the ſecretary, county court clerks, ſheriffs, coroners, and conſtables, and for aſcertaining the fees of attorneys to be allowed in a bill of coſts," which was a very beneficial act indeed, preventing extortion on the part of public officers by requiring the placing in the ſecretary's office, the county court rooms, and the clerks' offices ſchedules of the fees allowed by law, were the only two acts of importance paſſed, the other two which paſſed being private acts. No one of the four acts is given in full in *Hening*. A very good abridgement, however, of the two public acts is given, with the titles merely of the other two.

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[51] See p. 216.

[52] See p. 200.

[53] Official Letters of Alexander Spotſwood, II, 288.

Beſides the bill for allowing the treaſurer and Mr *Archibald Blair* to put out £4,000 each at 4% intereſt, there were three other bills paſſed by both houſes which did not become laws. A bill for dividing *Weſtover* pariſh, *Spotſwood* refuſed to ſign on account of what ſeemed to him its unfairneſs. He refuſed to ſign a bill for the better ſecuring levies becauſe it was ſo altered in its paſſage through the Aſſembly as to be diſtaſteful to many who had voted for it, and becauſe he thought, accordingly, that it might be paſſed in much better form at the following ſeſſion. A bill in reference to the poſt office was not preſented to the governor for his ſignature becauſe it was known that he would not give it. The poſt office was a new inſtitution entirely miſunderſtood by the people of *Virginia* at that time. Though eſtabliſhed by the act of Parliament of the 9th of Queen *Anne*, the poſtal ſyſtem would, according to *Spotſwood*, have, ſo far as *Virginia* was concerned, been rendered entirely ineffective had this bill been permitted to become law.[54]

Hoping that he would be able to prevail on the members of the Council to perſuade the Houſe of Burgeſſes to agree to make ſome proviſion for the payment of the expenſes incident to making a treaty with the northern Indians at *Albany*, *Spotſwood* adjourned the Aſſembly on *May* 30th to *July* 10th. On the very next day after the adjournment, however, the Council delivered its opinion that nothing further ſhould at preſent be done with reference to theſe Indians[55]. Hence *Spotſwood* wiſhed to prorogue the Aſſembly, but the Council maintained that it was not legal to prorogue an Aſſembly during a receſs. Hence the Aſſembly was convened again on the 10th of *July*, and was duly prorogued to *Thurſday*, the 7th day of *Auguſt*. *Spotſwood* ſaid in his cloſing ſpeech that he did not think it prudent to prorogue them for a longer period when the northern Indians were on the frontiers threatening deſtruction to the tributaries.

Second Seſſion.

It not having been found neceſſary becauſe of the threatening Indian ſituation for the Aſſembly to meet on the ſeventh of *Auguſt*, the date to which it had been prorogued, the meeting did not actually take place till *November* the eleventh. The feeling entertained by the governor for the majority of the members of the Houſe of Burgeſſes is clearly indicated by the fact that he did not open the ſeſſion in the uſual manner, by the delivery of an addreſs, merely ſending the Houſe by the clerk of the General Aſſembly a meſſage, inſtead, to the effect that he had nothing immediately to lay before it and that he therefore deſired it to proceed with the conſideration of ſuch propoſitions and grievances as had been certified from the counties. Papers of this kind, however, were at this ſeſſion extremely rare, nor were the claims preſented numerous. So that at the beginning of the ſeſſion it appeared as if it would be neceſſary for the Aſſembly to remain in ſeſſion for only a few days and that little buſineſs would be done. The ſeſſion, however, proved one of the moſt exciting that occurred in *Virginia* colonial hiſtory. For ſome of the members of the Houſe of Burgeſſes had reſolved, aided and abetted if not inſtigated by the Council, to make a determined effort to ſecure the removal of the lieutenant-governor. On *November* the twentieth, the ninth day of the ſeſſion, when, according to *Spotſwood*, many of the members had already gone home thinking that nothing remained to be done except the mereſt routine work, a member obtained leave to preſent an addreſs to the king. This being read, its immediate conſideration was reſolved on. It was a requeſt that his majeſty would be graciouſly pleaſed to receive from the Honorable *William Byrd*, the agent of the Houſe, particulars ſetting forth the reaſons for the diſſatisfaction of the Houſe with the government of the Colony. Before the addreſs was voted on, however, the propoſed inſtructions to the agent were read, but no conſideration of them in detail entered into, a method of procedure inveighed againſt by *Spotſwood* as being irregular and unfair, as in his opinion was the entire courſe of his enemies in this tranſaction, ſince not only had the ſecrecy maintained by them in the earlier days of the

54 Official Letters of Alexander Spotſwood, II, 288.

55 Official Letters of Alexander Spotſwood, II, 280.

ſeſſion as to their plan reſulted in the abſence of many of his friends when the matter was finally ſprung upon the Houſe—the records ſhow that there were only thirty-ſeven members preſent, including the ſpeaker, out of a total memberſhip of the Houſe of fifty-two[56]—but adequate time for debate was not allowed.[57] However, when on the day following the adoption of the addreſs to the king the inſtructions to the agent were taken up for conſideration by the Houſe, only ſix of the fourteen ſubmitted were approved, and three of theſe in an amended form. Whereas in its firſt form the firſt inſtruction, which was not voted on in the Houſe till the others had been diſpoſed of, directed the agent to endeavor to ſecure the removal of the governor, the clauſe containing this direction did not appear in the final form, having been ſtricken out by the Houſe. The wording of the ſecond inſtruction was changed from, "That he hath by a ſiniſter conſtruction of our laws as much as in him lay perverted many of them . . ." to "That he has by a miſconſtruction of our laws as much as in him lay perverted many of them . . ." In ſhort, *Spotſwood*'s friends in the Houſe rallied ſo effectively to his ſupport that as finally adopted the inſtructions contained no charges of any very great gravity, the moſt ſerious one and the one probably moſt nearly ſuſceptible of proof being the fourth, namely, that he had "by provoking ſpeeches and meſſages abuſed the Houſe of Burgeſſes, and thrown undeſerved reflections upon them." *Spotſwood*'s manners to the Houſe of Burgeſſes had, however, ſince 1715, when he had been adviſed by the Board of Trade on the ſubject, much improved, ſo that now he had probably more to complain of from the Houſe of Burgeſſes on the ſcore of bad manners than they had from him. He maintained in ſeveral of his letters to the Board of Trade that it was a part of the policy of his enemies in the Houſe to adopt toward him ſuch a manner as would be likely to provoke him into a diſplay of temper. The other charges againſt the governor were trivial, amounting to no more than that the conſtruction put by him on ſeveral laws of the Colony differed from that placed on them by many members of the General Aſſembly. Thus *Spotſwood* had ſcored a ſucceſs. He was ſo aſſured of a final verdict in his favor when the matter ſhould be brought before the Privy Council, that he made a very ſingular offer to bet with his accuſers a thouſand pounds on the reſult.[58] The winner was, however, to pay the expenſes of the proſecution of the caſe. Moreover, when the Colony at large is conſidered, it ſeems that the ſucceſs of the governor may be looked upon as a deciſive victory, for he was able to ſend to the Board of Trade addreſſes in his favor from the principal inhabitants of twenty-one out of the twenty-five counties in the Colony, from the grand jury of the Colony, which was a body of twenty-one of the moſt prominent citizens of *Virginia*, and from the clergy met in convention.[59] In fact, *Spotſwood* felt ſtrong enough to ask for the removal from the Council of the faction oppoſed to himſelf, whoſe members he confidently aſſerted were the inſtigators of the trouble in the Houſe of Burgeſſes. It was the ſame faction, according to him, that had ſecured the removal of both Governor *Andros* and Governor *Nicholſon*, and was bent on ruling *Virginia*. He had ſpecially ſought to get Commiſſary *Blair* into trouble with the clergy in convention and through them with the biſhop of *London*,[60] hoping to have him depoſed from the commiſſaryſhip and in conſequence from the Council.

At this ſeſſion of the Aſſembly only three laws were paſſed, only two of which are given in *Hening*—and theſe merely by title—namely, "An act for impowering the treaſurer of this Colony to put out at intereſt a ſum not exceeding ten thouſand pounds now in his hands" and "An act for raiſing a public levy."[61] The firſt of theſe merely provided for getting into circulation the large ſurplus in the treaſury, and was free

[56] See p. 228.

[57] For Spotſwood's views, ſee particularly his meſſage to the Houſe of November 28th, his ſpeech at the cloſe of the ſeſſion, and his letter to the Board of Trade dated March 25th, 1719, on pp. 308–16 of Vol. II of Official Letters of Alexander Spotſwood.

[58] See p. 240.

[59] Official Letters of Alexander Spotſwood, II, 320.

[60] Perry's Hiſtorical Collections of the American Colonial Church, Virginia, p. 109 ff.

[61] Hening, IV, p. 76.

from the objectionable features characterizing the bill for the ſame purpoſe paſſed by both branches of the General Aſſembly at the preceding ſeſſion but not ſigned by the governor, and the ſecond was merely the uſual revenue act. To the third law paſſed, however, namely, "An act to encourage the apprehending and deſtroying of pirates," a very great degree of intereſt attaches. It was the outcome of a ſpecial meſſage ſent to the Houſe on *November* 13 by the governor and Council in reference to the depredations on commerce recently committed by pirates, and was put through both houſes with commendable ſpeed, receiving the governor's ſignature on the 24th, when the excitement in reference to the charges made by the Houſe againſt the governor was at its height. In the preſence of an acknowledged need animoſities had been temporarily laid aſide. It was in accordance with the proviſions of this law that the rewards were paid to Lieutenant *Maynard* and his gallant crew for the killing of Captain *Teach* and many of his deſperate followers and the capture of others. This noted action had taken place, indeed, on the 22nd of *November*, two days before the bill had been finally paſſed, but ſo confident had *Spotſwood* been that the Houſe would in this reſpect do what was asked of it that he had felt warranted when *Maynard*'s expedition was being organized in promiſing to the volunteers ſuitable rewards.

At this ſeſſion the Houſe of Burgeſſes endeavored to ſecure to Colonel *William Byrd* payment for his ſervices as agent by having the amount (£300) which had been voted him by the Houſe inſerted in the book of claims. The Council readily agreed. The governor, however, refuſed his aſſent, ſending the Houſe an able meſſage ſetting forth his reaſons, and ſigned the book of claims with the diſtinct underſtanding that this item ſhould be excepted. In this action is ſeen a very early illuſtration of what might be called "the diſcriminative veto."

Another meaſure that the Houſe deſired to get through at this ſeſſion was "An act declaring who ſhall bear office in this country." This bill was paſſed by both the Houſe and the Council, but failed to receive the ſignature of the governor. A law very ſimilar had been paſſed in 1705, which in 1715[62] had been diſallowed by the Privy Council becauſe one of its proviſions was that no one ſhould hold office in the Colony unleſs he had reſided there for at leaſt three years. *Spotſwood* refuſed to ſign the bill, ſince it reſted, as he maintained, under the ſame objections as the law which had been repealed. In deſcribing the bill to the Board of Trade he ſaid that its deſign was to exclude from office all perſons recommended from *England*.[63] In refuſing to ſign it *Spotſwood* was but following his inſtructions.[64]

The proceedings againſt *Spotſwood* met with little favor in the ſight of the Board of Trade, and the law officers of the crown decided in his favor the various queſtions of law involved in the diſputes.[65] But the final word on the ſubject had not been ſpoken by the Board when on *April* 29, 1720, a reſolution was propoſed in a meeting of the Council in *Virginia* and adopted that the ſtrife between the two factions ſhould be brought to an end and that they ſhould agree "to act for the future as cordial friends in the adminiſtration of the government." *Spotſwood* readily aſſented.[66] Both *Spotswood* and the Council wrote letters to the Board of Trade conveying this happy intelligence, and on *June* 15 the Board of Trade ſent a communication addreſſed to the governor and his Council expreſſive of the greateſt ſatisfaction at the turn which affairs had taken. It thus ſeemed that the vexatious diſputes had been ended.

[62] Sainſbury Abſtracts, III, 442. [Theſe abſtracts are in manuſcript volumes in the Virginia State Library.]

[63] Sainſbury Abſtracts, III, 746.

[64] See p. 244.

[65] Sainſbury Abſtracts, III, 758 ff.

[66] Sainſbury Abſtracts, III, 808, 809.

The Aſſembly of 1720-22.

Firſt Seſſion.

OF the Aſſembly of 1720-22 there were two ſeſſions, the firſt beginning the 2nd of *November*, 1720, and ending *December* 23rd, and the ſecond beginning *May* 9th, 1722, and ending *June* 7th. Mr *Daniel McCarty*, ſpeaker of the Houſe at the preceding ſeſſion, had not been returned by the ſheriff of *Weſtmoreland* as elected to this Aſſembly,[67] and when on the firſt day of the ſeſſion it became neceſſary for the Houſe to chooſe a ſpeaker, of the two candidates, Mr *John Holloway* and Mr *John Clayton*, both able men, the former was ſucceſsful. Mr *Holloway* by means of ſucceſſive re-elections was continued in this important poſition for fourteen years. He was far from being a friend of Governor *Spotſwood*'s, having in 1718 been, as he claimed, removed by *Spotſwood* from the poſition of judge of the court of vice admiralty,[68] and was then ſeeking re-appointment at the hands of the Lords of the Admiralty. Mr *John Clayton*, an abler man and, according to *Spotſwood*, a more honeſt one, had been appointed to ſucceed Mr *Holloway* on the bench. It is ſignificant at any rate that Mr *Holloway* was choſen, a reſult ſuggeſting a doubt that the pacification brought about between the two factions in the Colony was anything more than ſuperficial. However, the governor, in his opening ſpeech, laid ſtreſs on the proofs he had given of his diſpoſition toward harmony and expreſſed the earneſt deſire that nothing more might be heard in *Virginia* of the "country's friends" and the "governor's friends" as deſignations of antagoniſtic parties. As for legiſlation, he merely gave a liſt of ſubjects on which it ſeemed to him that the attention of the General Aſſembly might well be engaged, theſe being the defenſeleſs condition of the harbors and the frontiers of the Colony, the diſarmed condition of the militia, the inconvenient ſize of ſeveral of the counties, the adviſability of extending the ſettlements of *Virginia* to the mountains, and the adviſability of entering into a treaty with the Five Nations.

The ſeſſion was diſtinguiſhed as one at which a great deal of hard work was done. public buſineſs, owing to the bickerings of the immediately preceding Aſſembly, having greatly accumulated. The peace which had been declared between the two factions, although it may not in reality have been characterized by ſincerity, aſſured the tranſaction of this buſineſs without unſeemly interruptions. Mr *John Clayton*, the defeated candidate for the ſpeakerſhip, was made chairman of the moſt important committee of the Houſe, that of propoſitions and grievances, and to his lot fell the duty of writing the addreſs of the Houſe in reply to the governor's opening ſpeech, a duty which he performed in his moſt graceful and ſatisfactory manner.

The matters ſuggeſted to the Houſe by the governor for its attention were all carefully conſidered and moſt of them diſpoſed of. It was repreſented to his majeſty that a naval force was the beſt defenſe of the harbors of the country, and requeſt was made that ſuch ſhips of war as ſhould in the future be ſent over as a protection to the coaſt ſhould be put under the immediate control of the governor of the Colony.[69] For the ſecurity of the frontiers and the extenſion of the ſettlements to the frontiers, a bill was paſſed erecting two new counties, *Spotſylvania* and *Brunſwick*, the inhabitants of which were to be armed at public expenſe, and made free of public levies for ten years. *Spotſylvania* county was to extend acroſs the *Blue Ridge* Mountains ſo as to contain in its limits the northern paſs through the mountains, and ſimilarly *Brunſwick* was to extend

[67] After a very cloſe conteſt, however, Mr. McCarty was, late in the ſeſſion (Dec. 8), declared by the Houſe to have been elected. A very intereſting queſtion decided in this caſe was whether the Houſe had the right on a complaint of an undue election to inquire into the freehold of the electors. Another was whether in an election conteſt it was competent for the juſtices of the peace of the county to take the depoſitions. Both queſtions were decided in the affirmative.

[68] Official Letters of Alexander Spotſwood, III, 353.

[69] See p. 261.

ſufficiently far to the weſt to include in its limits the ſouthern paſs,[70] it being ſuppoſed in thoſe days that theſe were the only two paſſes in *Virginia* through the mountains. In an addreſs the king was requeſted to ſecure at theſe two paſſes the erection of ſtrong forts, which were to be maintained by the crown and garriſoned each by a company of *Engliſh* troops. His majeſty was alſo petitioned to encourage further the ſettlement of theſe two counties by remitting for ten years the payment of quit rents.[71] This requeſt was finally in part agreed to by the *Engliſh* government. By an order in council dated *Auguſt* 6, 1723, it was promulgated that the Lords Juſtices in Council were pleaſed to grant a remiſſion of the quit rents and all purchaſe rights for ſeven years from *May* 1, 1721, the time the two counties were firſt laid out, with the reſtrictions that no perſon poſſeſſed of land in any other part of *Virginia* ſhould be permitted to take up land without continuing to pay quit rents for the land already owned by him, and no perſon or family was to be allowed to take up more than one thouſand acres. As for the inconvenient length of ſome of the counties, acts were paſſed for dividing *Richmond* and *New Kent* counties, whereby *King George* and *Hanover* were formed, and an act was paſſed adding a part of *James City* county to *Charles City*. The erection, alſo, of the two new counties of *Spotſylvania* and *Brunſwick*, though the motive was primarily the deſire to ſecure the frontiers, ſerved at the ſame time the purpoſe of rendering the counties from which theſe were formed more convenient in ſize. With the ſame general object in view of making the local diviſions of the Colony more convenient for their inhabitants, ſeveral acts were paſſed for dividing pariſhes or for rectifying their boundaries[72]—matters which had for years been cauſes of contention both in the pariſhes and in the General Aſſembly. It was reſolved that the diſarmed condition of the militia be referred to the conſideration of the next ſeſſion of Aſſembly.

The preliminary articles propoſed by the governor to be conceded by the Five Nations before any formal negotiations for a new treaty ſhould be entered into were voted abſolutely eſſential, and the governor was adviſed not to treat with the Indians till they aſſented to them.[73] Theſe preliminaries had been communicated, on ſpecial requeſt, to the Houſe ſome days after the opening of the ſeſſion. In courſe of time they were, after the Five Nations had aſſented to them, embraced in the act paſſed at the next ſeſſion of Aſſembly (1722), entitled "An act for enforcing and rendering more effectual the treaties already made, or hereafter to be made, with foreign Indians," which act was agreed to by the Five Nations at *Albany* in *September* 1722. Theſe preliminaries, the object of which was to prevent the Indians of the Five Nations and the Indians tributary to the government of *Virginia* from coming into any contact with each other, were merely the agreement on the part of the Five Nations that none of the members of their tribes ſhould croſs the *Potomac* River to the eaſt of the *Blue Ridge* Mountains or traverſe the territory of *Virginia* to the eaſt of theſe mountains without a paſſport from the governor of *New York*, and that, on the other hand, no Indians of any tribe tributary to the government of *Virginia* ſhould be allowed, without a paſſport from the governor of *Virginia*, to go beyond the *Potomac* River or into the country weſt of the *Blue Ridge* Mountains.

Of the acts paſſed in reference to other matters than thoſe in the liſt to which the governor called the attention of the Aſſembly only three need ſpecial comment. The firſt of theſe had the title "An act for the better diſcovery and ſecuring his majeſty's quit rents." Its principal feature was that it empowered the ſheriffs of the counties to deſignate certain places where by a fixed date payment of quit rents had to be made. In this reſpect it ſeems to have been an improvement on the law already in exiſtence. Its other proviſions ſeem alſo to have been eminently ſenſible.[74] On the ground, however, that it had a tendency to diminiſh the revenue and weaken the proceſs of the crown

[70] Hening, IV, 77–79.
[71] See p. 271.
[72] Hening, IV, 94, 95.
[73] See p. 274.
[74] Hening IV, 79, 80.

in the recovery of forfeitures and arrears, it was diſallowed by order in council in 1723.[75] The ſecond act, entitled "An act explaining, and further declaring, what ſhall be accounted a ſufficient ſeating and improvement to ſave lands from lapſing; and for the better recovery of lands lapſed from perſons living out of the country,[76]" made ſtill more liberal than did the act of 1713 the conditions abſolving the patentee of land from further work upon it to prevent its lapſing, in that it ſtipulated that the clearing and fencing of three acres of the land for paſturage would ſave fifty from lapſing, as would the expenditure of ten pounds current money in making any improvements whatever. The third act, "An act to impower *Henry Cary*, gentleman, to finiſh the houſe of the governor of the Colony and Dominion of *Virginia*," was intended to ſettle finally the miſunderſtanding between the governor and the Houſe of Burgeſſes over the erection of the governor's houſe. It was determined by a committee what amount would be needed to finiſh the building, as well as the amount that the governor had advanced out of his private purſe on its conſtruction. The former amount was appropriated by the act, and the latter was by reſolution refunded the governor out of the money in the hands of the treaſurer.

There were eighteen acts in all paſſed, of which ſix are given in full in *Hening* and abridgements of two others. The remaining ten are given only by title.

There was one queſtion in reference to which the governor and the majority of the members of the two houſes could not agree, namely, the appointment of a ſpecial agent to work for the granting of the requeſts made of the crown by the General Aſſembly, or, to uſe the language of the times, "to ſolicit the affairs" of the Colony in *Great Britain*. The Council and the Houſe—only a bare majority of the latter, however, the ſpeaker having caſt the deciding vote—thought that it would be a wiſe ſtep to ſecure for the purpoſe the ſervices of Colonel *William Byrd*, who was juſt about to ſtart for *England* on private buſineſs, and it ſeems that *Spotſwood* had in converſation expreſſed himſelf as favorable to the plan. However, when the reſolution came up for his official approval, he propoſed the amendment, that the inſtructions to be given the agent ſhould be ſigned by the governor and that Colonel *Byrd* ſhould be required to give his bond to the governor not to meddle in *Great Britain* with any other affairs of the government of *Virginia* than thoſe mentioned in the inſtructions.[77] The amendment, which ſhows that *Spotſwood* had become ſuſpicious, was rejected by the Houſe. The argument carried on between the Houſe and the governor in meſſages and addreſſes was a dignified one, however, and did not endanger the general harmony; ſo that in his cloſing ſpeech *Spotſwood* was able to expreſs his ſatisfaction at the work of the ſeſſion, and the hope that at the next meeting they "ſhould accord ſtill more and more in their ſentiments." In a letter to the Board of Trade[78] he ſpoke of the appointment of *Byrd* as being the only matter which had been the occaſion of any difference.

Second Seſſion.

In his ſpeech at the opening of the ſecond ſeſſion of the Aſſembly the governor ſtated that the Aſſembly had been called together in order to ſee what means might be concerted for the encouragement of the people of *Virginia* in the production of all kinds of naval ſtores, ſince he had underſtood that the king had propoſed and the *Engliſh* Parliament had reſolved to enter upon meaſures for rendering the colonies ſtill more uſeful to their mother country. He alſo informed the Aſſembly that the Five Nations of Indians had agreed to the preliminaries declared eſſential by the Aſſembly at the preceding ſeſſion, and he hoped that now commiſſioners of diſtinction would be appointed to negotiate a treaty with the Indians at *Albany*. He ſuppoſed the ſupply asked for on this account would be the more readily granted from the money in the hands of the treaſurer when the Houſe conſidered the ſize of the expenditure

[75] Sainſbury Abſtracts, III, 84.
[76] Hening, IV, 81–83.
[77] See pp. 299, 300, 308, 309, 313, 314.
[78] Sainſbury Abſtracts, III, 141.

from the money in the hands of the receiver-general which by the unanimous advice of the Council had been made in erecting batteries for the ſecurity of the rivers and harbors of *Virginia* againſt the deſperate pirates who, having a little time before deſtroyed the ſhipping in *Trepaſſy* Bay in *Newfoundland*, threatened to do the ſame in *Virginia*. The expenditures for this purpoſe and for holding in the paſt few years extraordinary courts for the trial of pirates had conſtituted ſuch a drain on the eſtabliſhed revenue that the expenſe of negotiating the intended treaty would have to be borne in large part by the money in the hands of the treaſurer. The propoſal for erecting a lighthouſe at Cape *Henry*—which had been diſcuſſed at the preceding meeting of the Aſſembly—had been communicated to the government of *Maryland*. He cloſed by recommending that a quarantine meaſure be paſſed which would be effective in preventing the ſpread to *Virginia* of the plague, then raging in ſome parts of *Europe*. The papers ſhowing what had been done in the matter of the propoſed Indian treaty and the reply of the Aſſembly of the province of *Maryland* to the propoſal for a lighthouſe at Cape *Henry* were ſent to the Houſe on the ſame day with the delivery of the opening addreſs.

After an exhauſtive conſideration of the governor's ſpeech the Houſe adopted on *May* 17 reſolutions which reſulted in the paſſage of "An act for encouraging the making of tar and hemp,"[79] whereby appropriations of £1200 and £4000, reſpectively, were made from the money in the hands of the treaſurer, for the payment of ſuitable premiums on the exportation of tar and hemp made in *Virginia* according to the directions of a recent act of Parliament having the title "An act giving farther encouragement for the importation of naval ſtores;" "An act for enforcing and rendering more effectual the treaties already made, or hereafter to be made, with foreign Indians," already deſcribed in the account given above of the proceedings of the Houſe at the preceding ſeſſion, at the ſame time an appropriation being made by joint reſolution of the two houſes of £1000 to enable the governor to conduct the negotiations at *Albany* in an effectual manner and one ſuitable to the dignity of the Colony; and "An act to oblige ſhips coming from places infected with the plague to perform their quarantine," whereby power was given the governor to adopt at any time ſuch rules, with the advice and conſent of the Council, as might ſeem neceſſary for the accompliſhment of the end deſired.[80]

It was alſo reſolved[81] that the anſwer from the province of *Maryland* in reference to the propoſed Cape *Henry* lighthouſe was not ſufficiently encouraging to induce the Houſe to treat with that province further upon the ſubject. It was further reſolved that no bounty be given upon iron caſt in the Colony. From this reſolution it would appear that the governor and his friends had endeavored to have a bounty put on the exportation of iron caſtings, the product of *Spotſwood*'s furnaces, the only ones in the Colony, probably on the plea that certain caſtings might be conſidered as coming under the broad head of naval ſtores. How far the reſolution reflected the feelings of the Houſe toward the governor and how far the honeſt convictions of the members as to the deſirability of the meaſure, it is impoſſible to ſay. Certainly, judging from *Spotſwood*'s ſpeech at the cloſe of the ſeſſion and from his letter of *June* 11, 1722, to the Board of Trade, he bore the Houſe on this account no ill will that he was willing to allow to find expreſſion. In this letter he refers to the "perfect harmony" prevailing in the government and in the country, and ſays that the "angry proceedings of the Aſſembly in 1718" were "balanced by their good agreement in 1722." His whole adminiſtration of twelve years had been approved by both houſes of the Aſſembly; ſo that he hoped any former imputation upon his conduct might be ſet down by the members of the Board of Trade as the "effects of private paſſion."[82]

The governor's deſcription of the harmonious feeling prevailing is warranted by the Journal; for the various addreſſes, meſſages, and ſpeeches of the ſeſſion are

[79] Hening, IV, 96–99.
[80] Hening, IV, 99–103.
[81] See p. 330.
[82] Sainſbury Abſtracts, III, 37.

models of courteſy, and in more than one piece of buſineſs tranſacted matters were amicably arranged which for years had been cauſes of contention. Chief among theſe were the ſignature by the governor of the reſolution paſſed by the Houſe and the Council to pay Col. *Byrd* the £300 ſalary as agent firſt voted him in 1718[83] and, on the other hand, the agreement of the Houſe to the ſuggeſtion of the Council to pay Governor *Spotſwood* the amount expended by him in his trip to *New York* in 1717 for the purpoſe of conſulting with the governor of that colony on the ſubject of the Five Nations, and to give him a further ſum in conſideration of his recent diligence and ſucceſs in bringing the Indians to aſſent to the preliminaries inſiſted on by the Houſe at the preceding ſeſſion—the whole aggregating £300.[84] The greateſt compliment paid the governor, however, was the inſiſtence by the Houſe and the Council that he himſelf ſhould go to *Albany* to negotiate the treaty with the Indians, in the addreſs of the two houſes to the governor the following language being uſed: "From the experience of near twelve years of your honor's adminiſtration we are very ſenſible of your great application and diſcerning judgment in all the concerns of government; and as we have obſerved more particular ſkill and dexterity in your managing the Indian affairs, we think it will greatly conduce to the eſtabliſhing an honorable and laſting peace if your honor will be pleaſed to preſide in the negotiations at *Albany*, by which they will be under the influence of your more immediate directions. And as we believe it will redound ſo much to the ſafety and honor of this country, we hope your honor will gratify our unanimous deſire."[85] The whole work of the ſeſſion and the ſpirit exhibited throughout ſeem beyond doubt to juſtify this language uſed by the governor in his cloſing ſpeech: "Such concord and application to buſineſs, ſuch good temper and generous diſpoſition, and ſuch deference to a governor's recommendation have been manifeſted in this ſeſſion of Aſſembly that I cannot in juſtice part with you without rendering my public acknowledgment, and for my own particular muſt return you my thanks for what you have voted in conſideration of my journey to *New York* in the year 1717, not ſo much valuing the quantum you have given as the regard you have now ſhewn to my ſervices in thoſe days."

In due time *Spotſwood* journeyed to *Albany* and tranſacted the important buſineſs which had been entruſted to him. He did not return to *Virginia* till the latter part of *October*. In the meantime he had been ſuperſeded as lieutenant governor of the Colony by Colonel *Hugh Dryſdale*, who had arrived in *Virginia* on the 25th of *September*. *Dryſdale*'s commiſſion had been ſigned on *April* the third, more than a month before the convening of the General Aſſembly in the laſt ſeſſion which it was to hold under *Spotſwood*'s adminiſtration.[86]

[83] See pp. 335, 352.

[84] See p. 343.

[85] See p. 347.

[86] The cauſe of Spotſwood's removal from office has been very vaguely ſet forth by writers on the ſubject. Theſe have ſtated, one following another, that his downfall was finally compaſſed by his old antagoniſts in Virginia, principally by the redoubtable Commiſſary Blair, that ſurpliced Warwick who had already been the chief agent in the overthrow of Andros and Nicholſon. This view, however, does not ſeem to be correct. The ſerious differences between Spotſwood and the members of his Council had been compoſed, each ſide promiſing that if in the future complaints were to be made to the authorities in England the other was to have full notice and a copy of the papers containing the charges. Commiſſary Blair, as a member of the Council, was a party to this agreement, and it is unlikely that he ſought to infringe it, as he muſt have done had he appeared as an accuſer againſt Spotſwood before the Board of Trade. The Board of Trade papers—that is, the Sainſbury Abſtracts of them in the Virginia State Library—do not indicate that he thus appeared, though he was in England at the time of Spotſwood's removal. It had already been agreed that the queſtion as to the right of preſentation to benefices ſhould be left to the adjudication of the courts, and a reſolution had been adopted by the General Aſſembly and aſſented to by the governor appropriating money to pay the coſts of the proceedings (p. 301, 307). The more reaſonable explanation of the removal ſeems rather to be found in the diſpleaſure of the Board of Trade and the Lords Juſtices of the Council at the way in which Spotſwood had permitted the land in the new county of Spotſylvania to be entered for patent. Individuals had been given the right to patent vaſt tracts, Spotſwood himſelf through others coming into poſſeſſion of thouſands of acres. When the Lords Juſtices of the Council iſſued their order that the payment of the quit rents on lands in the new county be remitted for ſeven years, they directed that not more than one thouſand acres be allowed to any one perſon or family. It is true that much of the land owned by Spotſwood in Spotſylvania County

The more important of the acts arising not from recommendations of the governor but from the various propositions and grievances and petitions submitted by the people were, "An act for the further improving the staple of Tobacco;" "An act for amending the act concerning servants and slaves; and for the better government of convicts imported; and for the further preventing the clandestine importation of persons out of this Colony," which from the references made to it in the Journals and in the papers of the Board of Trade—it is not given in full in *Hening*—seems to have been a wise law, rendered necessary by the hardened condition of many members of the classes to which it applied, but which, nevertheless, after a hearing before the Board of Trade at which appeared a representative of the *English* Company engaged in transporting convicts to *America*, the Board of Trade having decided that some of the clauses of the act laid importers of convict persons and the purchasers of them under such difficulties that the several laws for the transportation of felons from *Great Britain* would be obstructed, was repealed by an order in council dated *August* 27, 1723,[87] which was proclaimed in *Virginia* on the 18th of the following *January*;[88] and "An act for punishing mutinous and disobedient seamen, and for the more speedy determination of controversies arising between the crews," whose provisions, reflecting the spirit of the age, were found to be sufficiently effective to cause the retention of the law unamended in the revision of the laws taking place in 1733.

At this session of the Assembly sixteen acts were passed, of which seven are given in full in *Hening* and the remaining nine only by title.[89] The membership of the House, owing to the addition of the members from the two new counties of *Hanover* and *King George*, numbered fifty-six.

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had been patented several years before the law was passed for the erection of the county, and that the rest, with the large tracts allowed to others, had been patented shortly after its passage, some time before the order in council was issued—the law erecting the counties was passed Dec. 23, 1720, and the order in council was not signed till Aug. 6, 1723—still the members of the English government, when it was first brought to their notice that the governor had granted to individuals large tracts of land in the new county, must have looked upon Spotswood's course as open to grave objections. Spotswood was removed more than a year before the order in council was promulgated, but the question of the remission of the quit rents had been under consideration by the Council for some time before the removal.

The question as to the cause of the removal can be conclusively settled only after a study of the unpublished papers in the English Public Record Office. The Sainsbury Abstracts in the Virginia State Library, mainly abstracts of Board of Trade papers, are not sufficient. Nor are the abstracts of the Privy Council papers now being published in the set of volumes bearing the title "Acts of the Privy Council—Colonial Series."

[87] Sainsbury Abstracts, III, 86.

[88] Hening, IV, 106.

[89] Hening IV, 96—117.

Aſſembly of 1723-1726.

Firſt Seſſion.

OF the Aſſembly of 1723-26 there were two ſeſſions, the firſt laſting from *May* 9th, 1723, through *June* 20th, and the ſecond from *May* 12th, 1726, through *June* 7th. This was the only Aſſembly of the adminiſtration of Governor *Hugh Dryſdale*, that very popular and efficient governor dying not long after the cloſe of the ſecond ſeſſion. The memberſhip of the Houſe for both ſeſſions of this Aſſembly numbered fifty-eight, *Spotſylvania* being now added to the liſt of counties having repreſentatives. *Brunſwick* was not yet repreſented. *Williamſburg*, having been granted a charter as a city, was repreſented by one member. *William* and *Mary* College, however, had no repreſentative. Mr *John Holloway* was again choſen ſpeaker, and later, by act of the Aſſembly ſigned by the governor, appointed treaſurer.

In his courteous and dignified opening addreſs Governor *Dryſdale* laid before the Aſſembly the matters appearing to him to be worthy of conſideration. Merely hinting that the funds in the hands of the treaſurer had been ſo nearly exhauſted by the various uſeful expenditures made from them that poſſibly the Aſſembly might think it neceſſary to lay import duties as formerly on ſome of the commodities coming into the country, he recommended that laws be paſſed for the more adequate puniſhment of inſurrectionary ſlaves and for putting the militia into a better condition. Both theſe recommendations were the reſult of the recent diſcovery of an intended inſurrection among the ſlaves of a certain ſection of the Colony. He alſo called attention to the languiſhing condition of the tobacco trade induced by the frauds and abuſes that had crept into it, ſuggeſting that he ſhould be glad to co-operate if the Aſſembly could find ſome expedients likely to remedy the evils. He cloſed with expreſſions of congratulation that what he termed an "unnatural rebellion" againſt the king of *England* ſhould by diſcovery have been rendered abortive. This was the plot for the overthrow of the king in which the biſhop of *Rocheſter* with ſeveral others had been engaged in 1722. So few people were implicated in this plot and it was ſo little formidable, judging from all that may now be learned of it, that the deſignation of it by the governor as a "rebellion" appears to be an illuſtration of extreme exaggeration. It is intereſting, however, as ſhowing the nervouſneſs of all in official circles in the reign of *George I*, for it had not been by any means decided whether the Houſe of *Hanover* or the Houſe of *Stuart* was permanently to poſſeſs the *Engliſh* throne. It was immediately reſolved, *nemine contradicente*, by the Houſe that an addreſs be prepared thanking the governor for his "affectionate and obliging" ſpeech to the Aſſembly and that "an humble addreſs" of congratulations be conveyed to his majeſty the king "on the ſeaſonable diſcovery of the late dangerous conſpiracy againſt his perſon and government." The two addreſſes were quickly prepared, the one to the governor being ready for delivery the following day, and the latter—in which the Council joined—being handed to the governor on the laſt day of the ſeſſion for tranſmiſſion to *England*, where it added one more to the avalanche of patriotic addreſſes that had been received from all parts of the *Britiſh* dominions.

All the matters referred to by the governor in his ſpeech received adequate attention. For ſecuring ample revenue for all the needs of the Colony which ſhould be met by the payment of money in the hands of the treaſurer, as diſtinguiſhed from that in the hands of the receiver-general, the "Act for laying a duty on liquors and ſlaves" was paſſed. The duty laid on rum, brandy, and other diſtilled ſpirits, and on wine, was four pence a gallon; on cider, beer, and ale, one penny; on ſlaves, forty ſhillings each.* The duties were to be paid by the importers. For this reaſon, violent oppoſition to the act was expreſſed by the merchants in *England*, eſpecially by the *Royal*

* See p. 379

African Company. It was pointed out in the hearings given on the act by the Board of Trade that the duty would furely be fhifted to the buyer, but it was maintained in reply that even if this were true the enhancement of the price of flaves would cauſe a much fmaller number to be purchaſed, which would be a detriment, not only to the company, but alſo to the Colony, ſince the latter needed for its rapid expanſion weſtward every flave that could be procured.[91] The final refult was that the act was repealed by order in council of *April* 30, 1724,[92] which was proclaimed in *Virginia* on *Oct.* 27 of the ſame year.[93]

The "Act for the ſettling and better regulation of the militia"[94] was a moſt important meaſure, ſtipulating that all free white male perſons in the Colony between the ages of twenty-one and ſixty, with a few exceptions, ſhould be liable to military duty, that arms and ammunition were to be provided by each militiaman, and that general county muſters ſhould be held at leaſt once a year and company drills at leaſt four times a year. It alſo provided for penalties to be impoſed on thoſe failing to attend to their preſcribed duties. The law was undoubtedly an improvement on the law for which it was ſubſtituted, but it lacked much of being an adequate one, being particularly defective in the requirement that each man furniſh his own arms and in the proviſions in reference to drills and muſters. It did not refult in the formation of an efficient militia. As a companion meaſure to the militia law was paſſed "An act for reviving the act entituled an act for ſecurity in times of danger." This was ſimply the revival of the act of 1712, which has been referred to in the account given of the proceedings of the Houſe of Burgeſſes at the firſt ſeſſion of the Aſſembly of 1712-14.[95]

The other permanent law reſulting from the ſcare in reference to the outbreak of the ſlaves referred to in the governor's opening ſpeech was "An act directing the trial of ſlaves committing capital crimes, and for the more effectual puniſhing conſpiracies and inſurrections of them. and for the better government of negroes, mulattoes, and Indians, bond or free."[96] It provided for the ſpecial trial, by courts to be when occaſions aroſe ſpecially commiſſioned for the purpoſe, without the formality of a jury, of ſlaves committing ſuch offences as by law were puniſhable with death, the act itſelf putting into this claſs of offences the conſpiracy of any company of ſlaves, above the number of five, to rebel or make inſurrection or to commit murder. In theſe trials the teſtimony of negroes, mulattoes, or Indians, whether bond or free, was to be conſidered competent, thoſe proved afterwards to have teſtified falſely being ſubject to the ſevereſt penalties. Owners of ſlaves were allowed to appear in their defenſe, but—a very wiſe proviſion—when ſlaves ſhould be condemned according to this law, their owners were to be indemnified by the public. Unlawful meetings of ſlaves were defined, and penalties placed on the maſters of ſlaves ſuffering them to be preſent, as alſo on white perſons, free negroes, mulattoes, or Indians attending ſuch unlawful meetings or harboring ſlaves guilty of offenſes. Such were the principal proviſions of the moſt important act paſſed at this ſeſſion of the Aſſembly, an act found ſufficiently effective to cauſe its retention, unamended, for many years to come. The ſlaves ſuſpected of being engaged in the conſpiracy which cauſed the alarm reſulting in the paſſage of the three acts juſt referred to could not be legally convicted under the law as it then was, the teſtimony of negroes not being allowed in the courts. For this reaſon it was neceſſary to paſs a ſpecial act providing that they be ſent to the *Weſt Indies* and ſold.[97] The conſpiracy of the negroes *Dick*, "*Dambara*" *Tom*, *Sancho*, *Iſaac*, *Jeffery*, and *Robin*—ſuch were the names of the ones tranſported—had the further effect of cauſing the paſſage of a reſolution ap-

[91] Sainſbury Abſtracts, III, 108–113.

[92] Sainſbury Abſtracts, III, 125.

[93] Hening, IV, 118. This act is not given in full in Hening, ſince it did not become a permanent law and is not therefore contained in the collection of laws in force in 1733, Hening's principal ſource for all the laws of this period. The non-appearance in Hening of many of the other laws is to be explained in the ſame way.

[94] Hening, IV, 118–126.

[95] See above.

[96] Hening, IV, 126–184.

[97] See pp. 367, 368, 395.

propriating one hundred pounds in the hands of the treaſurer for the repair of the arms in the magazine and the governor's houſe. All the tranſactions of the Aſſembly ſhow that the alarm was wideſpread and genuine.

Moſt of the other acts paſſed at this ſeſſion of the Aſſembly were local or private acts. Of thoſe that were public acts, the "Act for the better and more effectual improving the ſtaple of tobacco" (rendered adviſable by the frauds which had crept into the tobacco trade ſince the repeal in 1717 of the great tobacco law of 1713), whoſe proviſions may be only gueſſed at, proved of little value. It remained in effect only till the 10th of *Auguſt*, 1725. It was, however, continued, with amendments, in 1727, only to be repealed by the General Aſſembly in 1730 as having been found by experience to be inconvenient,[98] and to be replaced by the tobacco law paſſed that year, which, amended from time to time, became poſſibly the moſt important law on the *Virginia* ſtatute books. The "Act for the better ſecuring the payment of levies, and reſtraint of vagrant and idle people, and for the more effectual diſcovery and proſecution of perſons having baſtard children" was made to be temporary in its action, but was in 1727, with amendments, made permanent.[100] The "Act appointing a treaſurer, and empowering him to receive the moneys in the hands of the late treaſurer," by which Mr. *John Holloway*, ſpeaker of the Houſe, was appointed treaſurer in the place of *Peter Beverley*, eſquire, and the "Act for raiſing a public levy" were neceſſarily temporary acts. The firſt of them was ſimilar to a meaſure uſually paſſed whenever a new ſpeaker of the Houſe was elected and ſometimes, as at the next ſeſſion of this Aſſembly, when a new revenue law was paſſed, and the ſecond was ſimilar to an act uſually paſſed each ſeſſion. Owing to the peculiar conditions exiſting in the later years of *Spotſwood*'s adminiſtration, however, no election of treaſurer had taken place ſince 1710. The "Act for enlarging the juriſdiction of the court of huſtings in the city of *Williamſburg*" gave to the court (compoſed of the mayor, recorder, and aldermen) the power to regulate ordinaries and public houſes, to hear and determine complaints of maſters, ſervants, and apprentices, and to examine perſons ſuſpected of having committed any capital crime or other offenſe triable in the General Court or courts of oyer and terminer. The act alſo erected *Williamſburg* into a ſeparate militia diſtrict. Of the fifteen acts paſſed in all, only four are given in full in *Hening*.

At this ſeſſion of the Aſſembly the Houſe in two intereſting caſes aſſerted its power in no uncertain manner to care for the liberties of the people and to uphold its own dignity. The firſt caſe was that of Colonel *Joſeph Smith*, already referred to. In *Spotswood*'s time complaint had been made of Colonel *Smith* to the Houſe that his conduct as a militia officer, ſitting as a member of a court martial, was unreaſonably harſh, and contrary to the true intent of the law. After examination, the Houſe had drawn up an addreſs to the governor, ſtating that the complaint ſeemed well founded and asking that he, as commander-in-chief, ſhow in ſome decided manner his diſpleaſure at the proceedings. To this, *Spotſwood* made reply that he would inveſtigate the proceedings of the court martial and withdraw his commiſſion from ſuch officers as ſhould appear to be tranſgreſſors.[101] *Spotſwood* did not have time to carry out his promiſe before being removed from office. Col. *Smith* was one of the juſtices of the peace of *Eſſex* county, as well as the commander of the militia, and when juſt before the meeting of the Aſſembly of 1723 a ſeſſion of the county court of *Eſſex* was held for the certification of grievances to the Aſſembly, he refuſed to ſign a paper of this nature in reference to his conduct as a member of the court martial, on the ground that it was falſe. After he left the bench, there was no quorum. Thus the ſame queſtion was preſented as in the famous *Littlefield* and *Butts* caſe of 1715, namely, whether a juſtice of the peace had the right to judge of the truth or falſity of the contents of a paper ſetting forth a grievance preſented to a court. The Houſe, after a full hearing of the caſe,

[98] Hening IV, 241.

[99] Hening, IV, 247–271.

[100] See Journals of the Houſe of Burgeſſes of Virginia, 1727–1734, 1736–1740, pp. 27, 52; Hening, IV, 208–214.

[101] See pp. 346, 347.

in which Col. *Smith* was repreſented as counſel, with the permiſſion of the Houſe, by *John Randolph*, clerk of the Houſe, decided that Colonel *Smith* was "guilty of a breach of his duty" and had "intrenched upon the rights and privileges of the people."[102] He was, by order of the Houſe, reprimanded by the ſpeaker, and diſcharged from cuſtody on the payment of fees. The other caſe was that of *William Hopkins*, charged with uttering in a public company "rude, contemptuous, and indecent" expreſſions concerning the conduct in the Houſe of Burgeſſes of Mr *Matthew Kemp*, and thus committing a breach of privilege.[103] Called to the bar of the Houſe and examined, he was adjudged guilty. When he was again called into the Houſe to hear its deciſion, his manner was judged ſo inſolent by the Houſe that he was ordered to withdraw. It was then reſolved that he ſhould be brought to the bar and compelled upon his knees to ask the pardon of the Houſe and of Mr *Kemp*. This he flatly refuſed to do. It was finally ordered that he ſhould be led through the town, in cuſtody of the meſſenger, by the door-keepers of the Houſe, attended by the conſtables of the town, from the capitol to the college gate and back again, with the following inſcription in large letters pinned upon his breaſt: "For inſolent behaviour at the bar of the Houſe of Burgeſſes, when he was there as an offender, and with obſtinacy and contempt diſobeying their order;" and in caſe he ſhould refuſe to walk, that he ſhould be tied to a cart, drawn through the town and afterwards committed to the public jail in *Williamſburg*, there to be kept during the pleaſure of the Houſe. Brought by this order to an appreciation of the gravity of the ſituation, he ſent in a paper to the Houſe expreſſing his ſorrow for his offenſe and praying mercy. He was conducted to the bar and compelled to repeat, upon his knees, a form of apology drawn up for him; after which he was diſcharged from cuſtody upon the payment of fees.

Second Seſſion.

The firſt ſeſſion of this Aſſembly had come to an end on *June* 20, 1723, the Aſſembly having been prorogued on that day to meet the ſeventh of *November* of the ſame year. By ſucceſſive prorogations, however, it came together for its ſecond ſeſſion only on *May* 12, 1726, the governor explaining in his opening ſpeech that theſe prorogations were partly due to his deſire to ſave expenſe after ſuch a loſs as the country had ſuffered from a violent ſtorm which had greatly injured the crops the preceding year, and partly to the fact that he had heard of no grievances in the country calling for the attention of the General Aſſembly; indeed, it was only becauſe the public claims could not be paid, according to the conſtitution of the country, till paſſed upon by the General Aſſembly, that it was neceſſary even then to call that body into ſeſſion. The only two matters of public buſineſs to which he called the attention of the Aſſembly were the impoſition of a duty on liquors only, ſince the law paſſed at the laſt ſeſſion laying a duty on both liquors and ſlaves had been repealed in *England* and at the ſame time a liquor tax recommended, and the very great deſirability of voting an additional grant toward the ſupport of *William* and *Mary* College. The ſtate of his health, the governor announced, made it neceſſary for him to make a voyage to *England*, whence he intended, however, to return very ſhortly. While there it would give him the greateſt pleaſure "to ſerve ſo loyal, peaceable, and kind" a people as he had found during his adminiſtration the people of *Virginia* to be.

On account of the governor's enfeebled condition and his deſire to ſet out for *England* as ſoon as poſſible, the General Aſſembly at this ſeſſion, even at the risk of ſome inconvenience to the people of *Virginia* from the failure to conſider queſtions of importance brought to the Aſſembly's attention in various petitions and grievances, put off till the following ſeſſion the conſideration of many matters, and handled with ſuch expedition thoſe that could not reaſonably be poſtponed that the ſeſſion laſted five days leſs than a month, coming to an end on the 7th of *June*. In this ſhort period of time, however, a great deal of work was done. In addition to the many petitions, propoſitions, grievances, and claims which were conſidered by committees of the Houſe

[102] See pp. 371–373.
[103] See pp. 381 ff.

and by the whole Houſe, and ſeveral very important papers drawn up and paſſed by the Houſe in the ſhape of addreſſes to the governor and an addreſs and a repreſentation to the crown—in the latter two papers and in one of the addreſſes to the governor the Council joining—no fewer than fourteen laws were paſſed, ſome of them of more than temporary intereſt. Exactly half of them are given in full in *Hening*,[104] and half merely by title. The firſt act paſſed, namely, "An act for laying a duty on liquors," with the ſecond, "An act appointing a treaſurer," was ſigned by the governor before the cloſe of the ſeſſion, in order, probably, that it might be certainly ſigned before the day ſet for it to go into effect, namely, the 10th of *June*. It was the ſame act which was paſſed at the former ſeſſion of the Aſſembly, ſhorn of the ſection laying a duty on ſlaves imported, and having added a ſection to the effect that the ſum of two hundred pounds per annum from the proceeds of the duty ſhould be paid to the truſtees of *William* and *Mary* College. The "Act appointing a treaſurer" merely named *John Holloway* treaſurer of the funds ariſing from the enforcement of the firſt law, fixed his ſalary and his bond, and provided how any vacancy occaſioned by his death, departure from the Colony, or other legal diſability, ſhould be ſupplied. The next act, namely, "An act to repeal the act entituled an act directing the manner of levying executions and for relief of poor priſoners for debt and one other act to explain the ſaid act, and to declare the law concerning executions and for relief of poor priſoners for debt," whoſe lumbering title, in the unpunctuated text, it is difficult to underſtand, gave the various legal forms to be uſed in caſes of executions for debt and the whole law and procedure in ſuch caſes and in cases of impriſonment for debt. This act marked in the main a return to the *Engliſh* laws on the ſubject, the ſpecial *Virginia* acts having been found to be ineffective or even miſchievous. The "Act for amending the act concerning ſervants and ſlaves, and for the further preventing the clandeſtine tranſportation of perſons out of this Colony," was the only bill propoſed by the Council at this ſeſſion which became a law, the other bill propoſed not having been accepted by the Houſe. Its object was to deal in an effective way with runaway negroes and other ſervants, ſo as to ſecure their prompt return to their maſters. The "Act for the more effectual preventing the bringing tobacco from *North Carolina*, and the bounds in controverſy" was neceſſary becauſe at that time, it ſeems, the planting and packing of tobacco were under no reſtriction whatever in *North Carolina*, and much inferior tobacco from that province was brought into *Virginia* and ſhipped as *Virginia* tobacco, to the great injury of the reputation of *Virginia* planters. The territory in diſpute between *Virginia* and *North Carolina* ſhould not, according to the agreement in reference to the queſtion, have had any ſettlers in it at all, but it had been found impoſſible to keep them out, and they, too, were now ſending inferior and fraudulently packed tobacco into *Virginia*. Fortunately, the diſpute as to the boundary between *Virginia* and *North Carolina* was ſoon to come to an end, the line being ſettled upon by commiſſioners in 1728. The other acts paſſed at this ſeſſion are not of great importance, and are ſufficiently explained in their titles, with the exception of the act having the title "An act for reviving and continuing two acts of Aſſembly therein mentioned." The two acts revived and continued related to the defenſe of the country in times of danger, and were repealed by the laſt ſection of the "Act for making more effectual proviſion againſt invaſion and inſurrections" paſſed in 1727.[105]

At this ſeſſion of the Aſſembly there were no unſeemly diſputes between the Council and the Houſe and no occaſion for the latter to aſſert its rights and privileges. Harmony everywhere prevailed. The ſerjeant-at-arms of the Houſe, an officer making his appearance for the firſt time, was not called upon to make any unuſual arreſts or to attend to any except the mereſt routine duties. He was an appointee of the governor.

The addreſs to the king congratulated him on his eſcape from ſhipwreck on his laſt trip from *Hanover* to *England*, prayed that his majeſty would be graciouſly pleaſed, following the illuſtrious example ſet by *William* and *Mary*, to contribute funds towards

[104] Hening, IV, 143–181.
[105] Hening, IV, 175, 197–204.

the completion of the endowment of *William* and *Mary* College, and expreſſed great ſorrow at the illneſs of Governor *Dryſdale* and the hope for his ſpeedy recovery. The repreſentation ſet forth at great length the details of a caſe in which the judgment of the General Court in *Virginia* had been reverſed, on appeal, by the Privy Council in *England*. This was the caſe of the executors of *Micajah* and *Richard Perry*, merchants of *London*, againſt the executors of Colonel *William Randolph* for the recovery of a debt of conſiderable magnitude which had, it was alleged, been accumulating for many years. The judgment of the General Court was in favor of the defendants. When the caſe reached the Committee for Appeals of the Privy Council, this court referred all account books, letters, papers, and writings bearing on the caſe to ſpecial commiſſioners. Theſe having in due time reported, and all parties having been heard, the Committee recommended that the judgment of the *Virginia* court be reverſed, and that judgment be entered for the appellants in £2,460 damages, to be recovered from the aſſets of the late Colonel *William Randolph*, and £10 coſts, to be recovered, if poſſible, from thoſe aſſets, otherwiſe from the property of the reſpondents, and it was ſo ordered. Complaint was made in the repreſentation that inſurance and intereſt had been calculated by the commiſſioners in a way unheard of in *Virginia*, and that the commiſſioners had not been required to take oath. Moreover, being merchants, they were neceſſarily favorable to the intereſts of one of their claſs. If the cuſtom were to grow up of conducting appeals in this way, the king's ſubjects in *Virginia* would be liable to whatever charges and impoſitions with which their factors and correſpondents in *Great Britain* might think fit to load them. Therefore his majeſty was beſought to eſtabliſh for the future ſuch a regular method of examining the judgments given in the higheſt court of the Colony as would enſure to his majeſty's ſubjects the enjoyment of trials according to the laws and cuſtoms of *England*.[106]

In his cloſing addreſs Governor *Dryſdale* promiſed that he would tranſmit to the king at the earlieſt opportunity the addreſs and the repreſentation, and expreſſed his gratification at the diſpatch with which the work of the ſeſſion had been done, with his peculiar pleaſure at the readineſs and unanimity ſhown by the Aſſembly in voting aſſiſtance to *William* and *Mary* College. Governor *Dryſdale* did not ſet out for *England* immediately on the prorogation of the Aſſembly, his health having ſhortly before improved to ſuch a degree that he hoped that the voyage would prove unneceſſary. He, however, died in *Virginia* on the 22nd of *July*.

[106] See pp. 422–424; Acts of the Privy Council of England, Colonial Series, 1720–1745, p. 71.

1-2

JOURNALL

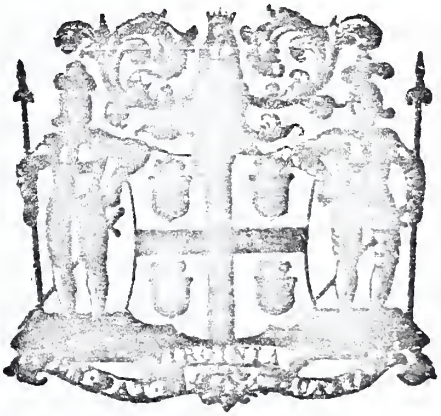
OF THE

HOUSE OF BURGESSES.

AT A

GENERALL ASSEMBLY,

Begun at her Majesty Queen ANN'S Royal Capitol the Twenty Second Day of *October* in the Eleventh year of the Reign of our Sovereign Lady ANN, Queen of *Great Brittain, France & Ireland*, Annoq$_3$ Domini 1712.



RICHMOND, VIRGINIA.

MCMXI

JOURNALL

of the

HOUSE OF BURGESSES.

Wedneſday October the 22th 1712.

DIVERS Burgeſſes to the Number of Forty Nine having taken the Oaths by Law appointed and Subſcribed the Teſt did meet in the Houſe

Robert Buckner Gentleman having taken the Oaths by Law Appointed and Subſcribed the Teſt was by Vertue of a Commiſſion from the Honourable the Lievt Governour Sworn Clerk of the Houſe of Burgeſſes And Admitted to his place in the Houſe accordingly

A Meſſage from the Honourable the Lievt Governor by Mr *Robertſon*

Gentlemen of the Houſe of Burgeſſes

The Governour Commands your Immediate Attendance on him in the Council Chamber. Accordingly the Burgeſſes went to Attend the Governor and he was pleaſed to Say to this Effect

Gentlemen

I am very well pleaſed to See the Repreſentatives of the people So Ready to meet me here on the day Appointed This Seems to be the greateſt Appearance that hath been on the Firſt day of an Aſſembly. I have nothing more to tell you at preſent than that You proceed to the choice of a Speaker

And thereupon the Burgeſſes being Returned proceeded to the Choice of a Speaker And after the Nomination of two perſons and Some time Spent therein did Chooſe Mr *Peter Beverley* for their Speaker who was by two Members Conducted and placed in the Chair

Ordered That Mr *William Robinſon* Mr *Armſtead* Mr *Nicholas Meriwether* Mr *Chriſtopher Robinſon* Mr *Waller* Mr *Barbar* Mr *Bolling* Mr *Littlebury Epes* Mr *Bird* Mr *ffitzhugh* Mr *ffrancis Epes* and Mr *Neal* do Attend the Governour and Acquaint him that the Houſe have made Choyce of a Speaker And to know his pleaſure when the Houſe ſhall wait on him to preſent him

Then the Houſe Adjourned Till To Morrow Morning Ten a Clock

Thurſday October the 23th 1712.

MR *William Robinſon* Reported that the perſons appointed had (according to Order) waited on the Governour and Acquainted him that this Houſe had made Choice of their Speaker And that they waited his pleaſure to know when they Should preſent him.

A Meſſage from the Honourable the Lievt Governor by Mr *Robertſon*—

Mr Speaker and Gentn of the Houſe of Burgeſſes

The Governour Commands the Immediate Attendance of this Houſe on him in the Council Chamber. And accordingly the Houſe went to Attend the Governour And being

being Returned Mr *Speaker* Acquainted the Houſe to this Effect. That he had Repreſented to the Governour That the Houſe had been pleaſed to make Choice of him to be their Speaker. Whereupon the Governour was pleaſed to Say That he was So Sincerely Diſpoſed to Concur with the Houſe of Burgeſſes in every matter which in Juſtice and Conſcience he might that he could not but Approve of the Choice they had made of him to be their Speaker. And that thereupon in the Name of the Burgeſſes he humbly moved that all the Ancient Rights and priviledges of the Burgeſſes might be Continued to this Aſſembly That they and their Servants in their perſons and Eſtates might be free from Arreſts and other Diſturbances That in all their Debates they might have freedom and liberty of Speech And as Occaſion requires Access to his Honours perſon. And that thereupon his Honour was pleaſed to Say that all due Rights and priviledges belonging to this Houſe ſhould be Confirmed and Continued unto them. After which Mr *Speaker* further Acquainted the Houſe That the Governour was pleaſed to make a Speech of which having a Coppy he would Read it as it was which being Read is as followeth

Gentlemen of the Council and Houſe of Burgeſſes

I ſhall in a few words Declare to you the Chief Occaſion of my calling you now together. Tis to Diſcharge the Publick Debts: Debts which when cleared will not make your Countrey One ſhilling the poorer Seeing they are due to none but the preſent Inhabitants of this Colony And for that reaſon methinks you Should be as uneaſy as my Self So long as they remain unſatisfied

This I am Sure is as Juſt a Propoſition And as Generall a Grievance as you can come charged with from the people: And how heartily Soever I may Recomend it to you I am perſwaded that every near Witneſs of my Actions is fully Satisfied that no Self Intereſt moves me to plead for the Publick Creditors

The glorious and Advantagious Peace which you have So fair a Proſpect of being Shortly happy in will I hope Incline you to pay of with Alacrity a few inconſiderable Debts And I ſhould be glad the firſt buſineſs you Sat about to Diſpatch was this perticuler For Such a Juſt beginning would give me hopes of a good Iſſue of this preſent Seſſion of Yours

Ordered That the Said Speech do Ly upon the Table

Thomas Francis Edward Dyer Andrew Elmſe and *George Rimington* praying to be Admitted Door keepers to the Houſe

Ordered That they be accordingly Admitted And that they give their Reſpective Attendance on the Houſe this Seſſion

Ordered That the Houſe be called over as often as ſhall be thought convenient And that thoſe Members who Shall be wanting in their Duty of Attendance be Lyable To the Cenſure of the Houſe

Reſolved and Accordingly *Ordered*

That it be a Standing Rule of this Houſe that Fifteen Members with the Speaker Shall be a Sufficient Number to Adjourn

A Committee for Elections and Priviledges

Mr *William Robinſon* Chairman

Mr *Cary* . . . . . } Mr *Allerton*
Mr *Nicholas Meriwether* }

Ordered That Mr *Miles Cary* be Clerk of the Committee for Elections and Priviledges and give his Attendance Accordingly

A Committee for Publick Claims

Mr *Buckner* Chairman

Mr *Ball* . . . . . Mr *Chriſtopher Neale*
Mr *Eskridge* . . . . . Mr *Littlebury Epes*
Mr *John Robinſon* . . . . . Mr *Armiſtead*
Mr *Fox* . . . . . Mr *Marable*
Mr *Barber* . . . . .

The

The Petition of Mr *Miles Cary* praying to be Admitted Clerk to the Committee of Claims being Read

Ordered That he be Admitted Clerk to the Said Committee And that he give his Attendance accordingly

A Committee for Propoſitions and Grievances

Mr *Holloway* Chairman

Mr *William Robinſon*.....Mr *Allerton*
Mr *Cary*.....Mr *Bolling*
Mr *Chriſtopher Robinſon*.....Mr *Waller*
Mr *Nicho Meriwether*.....Mr *ffrancis Meriwether*
Mr *Willſon*.....Mr *Tully Robinſon*

The Houſe being Informed by Some of the Members thereof that Mr *Clayton* is willing to Serve as Clerk to the Committee for Propoſitions and Grievances Therefore

Ordered That he be Clerk to the Committee for Propoſitions and Grievances And that he give his Attendance accordingly

Ordered That the Committees have power to adjourn themſelves *De Die in Diem* And to ſend for preſent Records Journals and other Papers they ſhall from time to time have Occaſion of

Reſolved and accordingly *Ordered*

That all Propoſitions Grievances and Publick Claims be brought into the Houſe on *Thurſday* next at furtheſt Or not to be Received in this Seſſion of Aſſembly without particular Leave of the Houſe

Ordered That the Clerk of the Houſe Publiſh the furtheſt Time Set by the Houſe for Receiving Propoſitions Grievances and Publick Claims during this Seſſion by Seting up a fair Copy of the Reſolve of the Houſe made in that behalf

Ordered That the Committee of Propoſitions and Grievances Inſpect the Journals of this Houſe at the laſt Seſſion And Report to the Houſe what they find Neceſſary to be taken into Conſideration this Seſſion

Ordered That the Committee for Publick Claims Inſpect the Report of the Committee of Claims at the laſt Seſſion and Report to the Houſe what they find Neceſſary to be further Conſidered this Seſſion

Reſolved and Accordingly *Ordered*

That all Petitions Propoſitions and Grievances Directed for the laſt Seſſion of Aſſembly And not then Conſidered be Admitted to the Conſideration of this Seſſion

Ordered That the Clerk of the Houſe Deliver to the Chairman of the Committee for Elections and Priviledges the Severall Writts for Election of Burgeſſes which ſhall come to his hands And that the Said Committee take into their Conſideration the Severall Returns thereon And make Report of their proceedings and Opinions therein to the Houſe

Vpon the Petition of *Benjamin Goodwin* Clerk praying to be Admitted Chaplain to this Houſe

Ordered That he be accordingly Admitted and Attend each Morning in the Conference Room by Nine of the Clock During this Seſſion And Read Divine Service

Severall Propoſitions and Grievances from the County's of *Middleſex York* and *Surry* being read

Ordered That the Conſideration of the Said Propoſitions and Grievances be Referr'd to the Committee of Propoſitions and Grievances to Report their Opinions therein

A Commiſſion from the Honourable the Lievt Governour to Mr *Francis Tyler* to be Meſſinger to the Houſe was Read

Robert Napier his Claim for himſelf and Eleven Rangers from Henrico County was preſented to the Houſe And being Read was Referr'd to the Conſideration of the Committee for Publick Claims to Examine the Subject Matter thereof And Report the Same with their Opinion therein to the Houſe

Severall

Severall Publick Claims from the Countys of
York.....*Prince George* and
Middlesex.....*Essex*
Were presented to the House and Referr'd to the Consideration of the Committee for Publick Claims to Examine the Subject Matter thereof And Report the Same with their Opinion therein to the House

Resolved That the House will take the Governours Speech into Consideration to Morrow Morning

And then the House Adjourned Till to Morrow Morning Ten a Clock

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Fryday October the 24th 1712

MR *William Robinson* from the Committee of Elections and Priviledges Reported that the Said Committee had taken into Consideration the Severall Returns on the Writts Comitted to them and therein had Come to Severall Resolutions which he Read in his place And then Delivered them in at the Table where being again Read the House took the Same into Imediate Consideration and with an Amendment Agreed to the Said Report as followeth

Resolved That Mr *John Bolling* and Mr *ffrancis Epes* Junior are duely Returned Burgesses to Serve in this present Generall Assembly for the County of *Henrico*

Resolved That Mr *Edward Goodridge* and Mr *John Hamblin* are duely Returned Burgesses to Serve in this present Generall Assembly for the County of *Prince George*

Resolved That Mr *John Simons* and Mr *William Grey* Junr. are duely Returned Burgesses to Serve in this present Generall Assembly for the County of *Surry*

Resolved That Mr *Joseph Godwin* and Mr *William Bridger* are duely Returned Burgesses to Serve in this present Generall Assembly for the County of *Isle* of *Weight*

Resolved That Mr *Thomas Godwin* and Mr *William Wright* are duely Returned Burgesses to Serve in this present Generall Assembly for the County of *Nansemond*

Resolved That Mr *Maxmilian Boush* and Mr *Thomas Walk* are duely Returned Burgesses to Serve in this present Generall Assembly for the County of *Princes Ann*—

Resolved That Mr *William Armistead* and Mr *Nicholas Curle* are Duely Returned Burgesses to Serve in this present Generall Assembly for the County of *Elizabeth Citty*

Resolved That Mr *William Harwood* and Mr *William Cary* are duely Returned Burgesses to Serve in this present Generall Assembly for the County of *Warwick*

Resolved That Mr *Edward Jaquelin* is duely Returned a Burgess to Serve in this present Generall Assembly for *James Citty*

Resolved That Mr *George Marable* and Mr *Henry Soane* Junr are duely Returned Burgesses to Serve in this present Generall Assembly for the County of *James Citty*

Resolved That Mr *Samuel Harwood* and Mr *Littlebury Epes* are duely Returned Burgesses to Serve in this present Generall Assembly for the County of *Charles Citty*

Resolved That Mr *Nicholas Meriwether* and Mr *John Stanup* are duely Returned Burgesses to Serve in this present Generall Assembly for the County of *New Kent*—

Resolved That Mr *Henry Fox* and Mr *John Waller* are duely Returned Burgesses to Serve in this present Generall Assembly for the County of *King William*—

Resolved That Mr *John Holloway* and Mr *William Bird* are duely Returned Burgesses to Serve in this present Generall Assembly for the County of *King* and *Queen*

Resolved That Mr *Peter Beverley* and Mr *Mordicai Cook* are duely Returned Burgesses to Serve in this present Generall Assembly for the County of *Glouceſter*

Resolved That Mr *Christopher Robinson* and Mr *John Robinson* are duely Returned Burgesses to Serve in this present Generall Assembly for the County of *Middlesex*

Resolved That Mr *Francis Gouldman* and Mr *Francis Meriwether* are duely Returned Burgesses to Serve in this present Generall Assembly for the County of *Essex*

Resolved

Reſolved That Mr *William Robinſon* and Mr *William Thornton* are duely Returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *Richmond*

Reſolved That Mr *John Waugh* and Mr *Henry Fitzhugh* are duely Returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *Stafford*

Reſolved That Mr *William Ball* and Mr *Edwin Conway* are duely Returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *Lancaſter*

Reſolved That Mr *Richard Neal* and Mr *Chriſtopher Neal* are duely Returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *Northumberland*

Reſolved That Mr *Tully Robinſon* and Mr *Richard Drumond* are duely Returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *Accomack*

Reſolved That Mr *William Waters* and Mr *Charles Floyd* are duely Returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *Northampton*—

And upon Conſideration of the Report of the Committee upon the Return of the Writt for the Election of Burgeſſes in the County of *Yorke*

A Debate Ariſing. The Queſtion was put

That the Sheriff of the Said County of *York* be Sent for in Cuſtody of the Meſſinger of the Houſe to Amend the Said Return—

Reſolved in the Affirmative and Therefore

Ordered That the Sheriff of the County of *York* be Sent for in Cuſtody of the Meſſinger of the Houſe to Amend his Return made on the Writt for Election of Burgeſſes for the Said County of *York* And that Mr *Speaker* Iſſue his Warrant accordingly

Reſolved That the Return of the Writt for Election of Burgeſſes in the County of *Norfolk* is not made according to Law. Therefore

Ordered That the Sheriff of the Said County of *Norfolk* be Sent for in Cuſtody of the Meſſinger of the Houſe to Amend his Return made on the Writt for Election of Burgeſſes for the Said County And that Mr *Speaker* Iſſue his Warrant Accordingly

Upon a Motion made

Ordered That the Said Warrant Do not Iſſue Till *Tueſday* morning next

And upon Conſideration of the Report of the Committee That it is the Opinion of the Said Committee That for as much as the Sheriff of the County of *Weſtmoreland* hath not Signed the Return of the Writt for Election of Burgeſſes in that County That he be Sent for to Amend his Return. After a Debate

Reſolved That the Report of the Said Committee be Agreed to with Amendment and Therefore

Ordered That the Sheriff of the Said County of *Weſtmoreland* be Sent for in Cuſtody of the Meſſinger of the Houſe to Amend his Return made on the Writt for Election of Burgeſſes for the Said County And that Mr *Speaker* Iſſue his Warrant Accordingly

Upon a Motion made

Ordered That the Said Warrant Do not Iſſue untill this day Fortnight

Severall Publick Claims from the County's of

Stafford ..... *King William*
Surry ..... and
Nanſemond ..... *New Kent*

Were preſented to the Houſe and Refer'd to the Conſideration of the Committee for Publick Claims to Examine the Subject matter thereof And Report the Same with their Opinions therein to the Houſe

Severall Propoſitions and Grievances from the Countys of *King William* and *Nanſemond* being Read

Ordered That the Conſideration of the Said Propoſitions and Grievances be Refer'd to the Comtees of Propoſitions and Grievances to Report their Opinion therein

The Petition of *Peter Jones* in behalf of himſelf and the Rangers under his Comand in the County of *Prince George* Praying to be Allowed their Claims (being Read) was Refer'd to the Committee for Publick Claims to Examine the Subject matter thereof and Report the Same with their Opinion therein To the Houſe

The

The Petition of *William Edmonds* Appointed Lievt of the Rangers for *Surry* County Praying to be Allowed for Severall Services in the Said Petition mentioned (being Read) was Refer'd to the Committee for Publick Claims to Examine the Subject Matter thereof and Report the Same with their Opinions therein To the Houſe

The Houſe (according to Order) proceeded to the Conſideration of the Governours Speech which being Read and Some Time Spent in Debate

Reſolved That a Suitable Addreſs to the Governour be prepared to Acquaint him that this Houſe will proceed with all Convenient Diſpatch upon the matters Recomended in the Said Speech

Ordered That Mr *William Robinſon* Mr *ffrancis Meriwether* and Mr *Eskridge* prepare and bring in the Said Addreſs

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

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Saturday October the 25th 1712

MR *William Robinſon* Reported from the Committee apointed to draw up an Addreſs (upon the Reſolution yeſterday) to be preſented to the Governour That they had drawn up an Addreſs accordingly Which he Read in his place And afterwards Delivered in at the Table where the Same was Read and agreed to by the Houſe And is as followeth—

To the Honourable Alexander Spotſwood *Eſqr her Majeſties Lievt Governor of* Virginia

May it pleaſe your Honour

We her Majeſties moſt Loyall and Dutifull Subjects the Burgeſſes Aſſembled beg Leave to Repreſent to your Honour that We have had under our Conſideration Your Honours Speech And that We ſhall proceed upon the matter Recomended therein with all Convenient Speed

We ſhall Juſtly Endeavor to Diſcharge and pay off all Such Debts as appear to be Due from the Country And no Inducement whatſoever shall Incline us to keep back one Penny thereof being Sincerely Deſireous to Diſcharge the Duty of good Subjects and faithfull Repreſentatives

Ordered That the Said Addreſs be fairly Tranſcribed and Signed by Mr *Speaker*

Ordered That the Perſons that prepared the Said Addreſs Together with Mr *Waller* Mr *Walk* Mr *Tully Robinſon* Mr *Joſeph Godwin* Mr *Curle* Mr *Conway* Mr *Barber* Mr *Armiſtead* and Mr *Grey* preſent the Same to the Governor

Severall Publick Claims from the Countys of *Glouceſter* and *James Citty* were preſented to the Houſe and Referr'd to the Conſideration of the Committee for Publick Claims to Examine the Subject matter thereof and Report the Same with their Opinion therein to the Houſe

The Petition of *William Randolph* for an Allowance for Four Copys of the Laws of the laſt Seſſion of Aſſembly with Four Copys of the Journall of this Houſe at both Meetings of that Seſſion delivered to the Governor As alſo a Copy of the Said Laws Sent to the Secretarys Office And for his Service as Clerk to this Houſe at both the Said Meetings And—

The Petition of *William Timſon* to be Allowed for Attending the Three laſt Generall Courts and for Hanging *Elizabeth Gordon* being Severally Read

Ordered That the Conſideration of the Said Petitions be Referr'd to the Committee for Publick Claims to Report their Opinions therein

Orders to be obſerved by the Members of the Houſe of Burgeſſes being Read and approved

Ordered That they Ly upon the Table for the Perusall of the Severall Reſpective Members as Occaſion ſhall require

Mr

Mr *William Robinſon* Reported That the Members appointed had according to Order attended the Governor and preſented him with the Addreſs this day Read and Agreed to by the Houſe

A Publick Claim from the County of *King* and *Queen* was preſented to the Houſe and Referr'd to the Conſideration of the Committee for Publick Claims to Examine the Subject matter thereof And Report the Same with their Opinion therein to the Houſe

Severall Propoſitions and Grievances from the County of *King* and *Queen* being Read

Ordered That the Conſideration of the Said Propoſitions and Grievances be Referr'd to the Committee of Propoſitions and Grievances to Report their Opinion therein

And then the Houſe Adjourned Till *Munday* Morning Ten a Clock

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Munday October the 27th 1712

SEVERALL Propoſitions and Grievances from the County of *Norfolk* being referr'd by the Governor and Council to the Conſideration of this Houſe were Read and Referr'd to the Conſideration of the Committee of Propoſitions and Grievances to Report their Opinion therein

The Petition of *John Kimbrey* a Pentioner praying for his uſuall Allowance of a Thouſand pounds of Tobacco was Read and Referr'd to the Committee of Claims to Report their Opinion therein

The Petition of *James Adams* Shewing that he hath been Interpreter to the *Pamunkey* and *Chickahomony* Indians for Two years paſt and praying for Allowance for his Service being Referr'd by the Governor and Council to y^{e} Conſideration of this Houſe And .

The Petition of *Chriſtopher Smith* in behalf of himſelfe and Eleven men more praying an Allowance for their Service of Ranging being Referr'd by the Governor and Council to the Conſideration of this Houſe were Severally Read

Ordered That the Conſideration of the Said petitions be Referr'd to the Committee for Publick Claims to Report their Opinion Therein

The Propoſition of *Peter Jones* by way of Petition being Referr'd by the Governor and Council to the Conſideration of this Houſe was Read and Referr'd to the Conſideration of the Committee of Propoſitions and Grievances to Report their Opinion therein

A Petition of *William Manley* was preſented to the Houſe and Read praying that Leave may be given to bring in a Bill for Sale of a Certain Tract of Entailed Land Containing about Two thouſand Two hundred Acres for the Enabling him to pay his Debts Contracted for the Support of his ffamily and Purchaſing of Slaves And for Setling of Lands of greater Value [To wit] Sixteen hundred Acres which he is Seized of in ffee To the Same Uſes

After a Debate and Some time Spent therein the Queſtion was put That a Committee be appointed to Examine the Allegations of the Said Petition

Reſolved in the Affirmative and Therefore

Ordered That the Conſideration of the Said Petition be Referr'd to a Committee [To witt] Mr *Holloway* Mr *Eskridge* Mr *Allerton* and Mr *Nicholas Meriwether* and that they do Examine the Allegations thereof And Report the Same to the Houſe

And then the Houſe Adjourned Till to Morrow Morning Ten a Clock

---

Tueſday October the 28th 1712

SEVERALL Propoſitions and Grievances from the Countys of *Princeſs Ann* and *Northampton* being Read

Ordered That the Conſideration of the Said Propoſitions and Grievances be Referr'd to the Committee for Propoſitions and Grievances to Report their Opinion therein

A Petition of *Henry Briggs* was preſented to the Houſe praying the uſuall praying the uſuall Allowance for Serveing as Interpreter the laſt year paſt And

A Petition of *Charles Kimbale* praying for Allowance as Interpreter being Referr'd by the Governor and Council to the Conſideration of this Houſe were ſeverally Read

Ordered That the Conſideration of the Said Petitions be Referr'd to the Committee of Publick Claims to Report their Opinion therein

Severall Publick Claims from the Countys of

Iſle of *Wight*.....*Weſtmoreland* and
Princeſs Ann.....*Northampton*

Were preſented to the Houſe and Referr'd to the Conſideration of the Committee for Publick Claims to Conſider the matter thereof and Report the Same with their Opinion therein

The Meſſinger of the Houſe upon the Warrant Iſſued by Mr *Speaker* [purſuant to an Order of this Houſe] to take the Sheriff of *York* into his Cuſtody to amend his Return of the Writt for Election of Burgeſſes for the Said County made the Following Return *Viz*

October the 28th

The within Warrant was Executed this day on the body of Mr *William Pinkethman* high Sheriff of *York* County but could not bring him before the Houſe by reaſon of Sickneſs of body and not being able to Travell. Which Return was Read as alſo a Letter from the Said Sherriff preſented by one of the Members of the Houſe Praying that the Said Return might be amended by one of his under Sheriffs at the Barr of the Houſe. After a Debate the Queſtion was put—

That the Said Sheriff Amend his Return by one of his under Sheriffs

Reſolved in the Affirmative

And the Houſe being Informed that one of the under Sheriffs of *York* attended at the Door and prayed to be Admitted to amend the Said Return

Ordered That the Said under Sheriff be brought into the Houſe And that he be directed to Amend the Said Return who being brought in and having amended the Return of the Said Writt withdrew. And thereupon

Ordered That the Said Sheriff be diſcharged out of Cuſtody paying ffees

Mr *Holloway* from the Committee of Propoſitions and Grievances Reported that the Said Committee had taken into Conſideration Severall of the matters to them Referr'd And therein had agreed upon Severall Reſolutions which he Read in his place and then delivered them in at the Table where being again Read The Houſe proceeded to the Immediate Conſideration of the Said Report

And upon Conſideration of the Report of the Said Committee made upon a Grievance from divers Inhabitants of the County of *Surry* Ariſing from the Trade Carryed on with the Indians And praying that a Stop may be put to that Trade

The Houſe agreed to part of the Report of the Said Committee And to part diſagreed and Thereupon

Reſolved That a Bill be prepared for the Redreſſing the Said Grievance

Ordered That it be Referr'd to the Committee of Propoſitions and Grievances to prepare and bring in the Said Bill

And upon Conſideration of the Report of the Said Committee made upon the Grievance from the County of *York* Seting forth that the Conſtant practice of Striking Fiſh with Giggs [Except the Fiſh called old Wives for bait] is pernitious As alſo of the Grievance that the Inhabitants of Towns Suffer their Horſes Cattle Sheep and Hoggs to go at large

The Houſe agreed to the Report of the Said Committee *Viz*t

Reſolved That the Said Grievances be Rejected

Vpon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *King William* that a Ferry be Setled by Law from Mr *Thomas Claibornes*

Claibornes over the River *Paumonkey* To M^r *Peter Tickles* in *New Kent*. After a Debate The Queſtion was put—

That the Report of the Committee be agreed to

Reſolved in the Affirmative. Therefore

Reſolved That the Said Propoſition be Rejected

Vpon Conſideration of the Report of the Said Comittee made upon a Propoſition from the County of *King* and *Queen* Relating to the taking Timber for repairing Bridges or for making new Ones

The Houſe agreed to the Report of the Said Committee *Viz^t*

Reſolved That a Bill be prepared on the Said Propoſition

Ordered That it be Referr'd to the Committee of Propoſitions and Grievances to prepare and bring in the Said Bill

Vpon Conſideration of the Report of the Said Committee made upon a Propoſition from the Said County That a Law be made to Aſcertain the ffees of Sheriffs and Conſtables

The Houſe Agreed to the Report of the Said Committee *Viz^t*

Reſolved That a Bill be prepared on the Said Propoſition—

Ordered That it be Referr'd to the Committee of Propoſitions and Grievances to p^rpare and bring in the Said Bill

Vpon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County that Convenient Rolling Houſes be appointed by Law

The Houſe agreed to the Report of the Said Committee *Vizt.*

Reſolved That the Same ought to be provided for by a Bill to be prepared for that purpoſe

Ordered That it be Referr'd to the Committee of Propoſitions and Grievances to prepare and bring in the Said Bill

Vpon Conſideration of the Report of the Said Committee made upon the Grievance from the Said County That 4000^li of tobacco is Ordered to be raiſed in the next Levy to Defray the Charge of Entertaining the Juſtices with a Dinner and Wine at every Court for One Year

The Houſe agreed to the Report of the Said Committee *Vizt.*

Reſolved That Levying Tobacco for the purpoſe aforeſaid is againſt Law.

Vpon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County That a Law be made to Impower the ffreeholders of the Reſpective Pariſhes in the Said County to Elect Veſtry men once in every Seven years

After a Debate. The Queſtion was put That the Report of the Committee be agreed to

Reſolved in the Affirmative Therefore

Reſolved That the Said Propoſition be Rejected

Vpon Conſideration of the Report of the Said Committee made upon y^e Grievance from the County of *Middleſex* Seting forth That the Veſtry of y^e pariſh of *Chriſt Church* in the Said County have Ordered Three Churches to be built in the Said pariſh

The Houſe agreed to the Report of the Said Committee with an Amendment

Reſolved That the perſons Subſcribing the Said Grievance And the Veſtry of y^e Said pariſh be heard on the Subject matter of the Said Grievance before this Houſe And that the Said Subſcribers have Notice thereof And that they give Notice to the Veſtrymen

Ordered That the perſons Subſcribing the Said Grievance And the Veſtrymen of the Said Pariſh be heard on the Subject matter of the Said Grievance before this Houſe on this Day Seven night

Vpon Conſideration of the Report of the Said Committee made upon the Grievance from the Said County That the Court of the Said County Do not Finiſh the Buſineſs of the Court Each Month

The

The Houſe agreed to the Report of the Said Committee *Vizt*

Reſolved That the Said Grievance be Rejected

Vpon Conſideration of the Report of the Said Committee made upon the Grievance from the Said County That Slaves are not better prevented from Running away and Doing Miſchief

The Houſe agreed to the Report of the Said Committee *Vizt.*

Reſolved That the Said Grievance be Rejected

Vpon Conſideration of the Report of the Said Committee made upon the Grievance from the Said County That the Law Declaring Slaves to be Reall Eſtate is not better Explained

The Houſe agreed to the Report of the Said Committee *Vizt.*

Reſolved That the Said Law be Repealed

Ordered That it be Referr'd to the Committee of Propoſitions and Grievances to prepare and bring in a Bill for Repealing the Said Law

Vpon Conſideration of the Report of the Said Committee made upon the Grievance That the Forfeiture for the Concealing Tythables being all given to the Informer Frustrates the good intent of the Law

The Houſe agreed to the Report of the Said Committee *Vizt*

Reſolved That the Said Grievance be Rejected

Vpon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County That better Methods be taken for providing for poor and Impotent people

The Houſe agreed to the Report of the Said Committee *Vizt*

Reſolved That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County That better Convenience be made for Priſoners for Debt

The Houſe Agreed to the Report of the Said Committee *Vizt*

Reſolved That the Said Propoſition be Rejected

Vpon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County That the Allowances for the Attendance of Witneſſes in County Courts And that the ffees of Sheriffs County Court Clerks and Conſtables may be Aſcertained

The Houſe Agreed to the Report of the Said Committee *Vizt*

Reſolved That the Matters Contained in the Said Propoſition may be Properly provided for in a Bill to be brought in for Aſcertaining the ffees of Sheriffs and Conſtables before Reported Therefore

Ordered That the Committee of Propoſitions and Grievances To whom it is Referr'd to prepare and bring in a Bill for aſcertaining the ffees of Sheriffs and Conſtables So provide That the Matters Contained in the Said Propoſition be provided for in the Said Bill

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

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Wedneſday October the 29th 1712

VPON a Motion made

Ordered That the Warrant to take the Sheriff of the County of *Norfolk* into Cuſtody and him to bring before this Houſe to Amend his Return of the Writt for Election of Burgeſſes in the Said County be Staid And that the Meſſinger of the Houſe do not proceed upon the Said Warrant Till *Saturday* next

The Claim of *John Broadnax* keeper of the Publick Goal was preſented to the Houſe And Referr'd to the Conſideration of the Committee for Publick Claims to Conſider the Matter thereof And Report their Opinion therein

And then the Houſe Adjourned Till to Morrow Morning Ten a Clock

Thurſday

Thurſday October the 30th 1712

MR *Holliway* from the Committee of Propoſitions and Grievances Reported That the Said Committee had taken into Conſideration Severall of y^{e} Matters to them Referr'd And therein had Agreed upon Severall Reſolutions which he Read in his place And then Delivered them in at the Table where being again Read The Houſe proceeded to the Immediate Conſideration of the Said Report

And upon Conſideration of the Report of the Said Committee made upon the Grievance from the County of *Nanſemond* Seting forth that the Court houſe of the Said County is Situated in an Inconvenient place And praying the Same may be Removed

The Houſe Agreed to the Report of the Said Committee *Vizt*

Reſolved That the Perſons Repreſenting the Said Grievance The Juſtices and all others who Deſire to Oppoſe the Removing of the Said Court Houſe be heard before this Houſe on the Matter of the Said Grievance

Ordered That the perſons Repreſenting the Said Grievance The Juſtices and all others who Deſire to Oppoſe the Removing the Said Court Houſe be heard before this Houſe on the Eighth day of the next Seſſion of Aſſembly

Vpon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County That the Line Dividing the Said County and the County of *Norfolk* may be Laid out and Aſcertained

The Houſe Agreed to the Report of the Said Committee *Vizt*

Reſolved That it appearing that there is a Line already Set for Dividing the Said Countys The ſaid Propoſition be Rejected

Vpon Conſideration of the Report of the Said Committee made upon the Grievance from the County of *King William* That there is not any Proviſion in the Land Law for Saving Lands from Lapſing for want of Seating and Planting or paying Quit Rents from Infants *Feme Coverts* Perſons of unſound mind or out of y^{e} Country After their Severall Diſſability's Removed

The Houſe agreed to the Report of the Said Committee *Vizt*

Reſolved That a Bill be brought in to prevent Land Lapſing from Infants for not Seating and planting or not paying Quit Rents Till Three Years after they come of Age

Ordered That it be Referr'd to the Committee of Propoſitions and Grievances to prepare and bring in the Said Bill

Vpon Conſideration of the Report of the Said Committee made upon the Grievance from the County of *Norfolk* Concerning the proving and granting Rights for taking up Land

The Houſe agreed to the Report of the Said Committee *Vizt*

Reſolved That the Said Grievance be Rejected

Vpon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County that Incouragement be given for making Flax Hemp Cotton and Wool

The Houſe Agreed to the Report of the Said Committee *Vizt*

Reſolved That the Conſideration of the Said Propoſition be Referr'd to the next Seſſion of Aſſembly

Vpon Conſideration of the Report of the Said Committee made upon the Grievance from the Said County Relating to the ffees taken by Eſcheators

The Houſe agreed to the Report of the Said Committee *Vizt*

Reſolved That the Said Grievance be Rejected

Vpon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County That Shingles of Cypreſs Tar and Plank may paſs at certain Rates in Tobacco for the payment of County and Pariſh dues

The Houſe agreed to the Report of the Said Committee *Vizt*

Reſolved That the Said Propoſition be Rejected

Vpon

Vpon Conſideration of the Report of the Said Committee made upon the Grievance from the County of *Northampton* That old Iron is Tranſported out of this Colony

The Houſe agreed to the Report of the Said Committee *Vizt*

Reſolved That the Said Grievance be Rejected

Vpon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County That the County Court of every County ſhould meet but once in Two months

The Houſe Agreed to the Report of the Said Committee *Vizt*

Reſolved That the Said Propoſition be Rejected

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

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Fryday October the 31th 1712

MR *Armiſtead* moving for Leave to go into the Country for Recovery of his health Leave is accordingly given him—And

Ordered That he Attend the Service of the Houſe on *Munday* next

The Houſe being Informed that the Meſſinger had purſuant to Mr *Speakers* Warrant Taken into his Cuſtody Mr *James Willſon* Sheriff of the County of *Norfolk* to Amend his Return of the Writt for Election of Burgeſſes for the Said County And that he Attended at the Door

Ordered That the Said Sheriff be brought into the Houſe And that he be directed to Amend his Said Return who being brought in and having Accordingly Amended his ſaid Return withdrew and thereupon

Ordered That he be Diſcharged out of Cuſtody paying ffees

Mr *Buckner* from the Committee of Publick Claims Reported that the Said Committee had taken into Conſideration Some of the Matters to them Referr'd And had Come to Some Reſolutions therein which were Received and Read After a Debate the Queſtion was put

That the Houſe proceede to the Immediate Conſideration of the Said Report

Reſolved in the Affirmative And Thereupon

The Houſe Reſolved it Self into a Committee of the whole Houſe to Conſider of the Said Report And after Some time Spent therein Mr *Speaker* Reſumed the Chair And Mr *Buckner* Reported from the Committee the Reſolutions they had Directed him to Report to the Houſe which he Read in his place and afterwards Delivered in at the Table where the Same were Read and Agreed unto by the Houſe And are as follow

Reſolved That it is the Opinion of this Committee That the Claim of Mr *Nicholas Curle* of One hundred and Twenty One pounds Fourteen Shillings and Nine pence for Diſburſements &c on the Spie Sloop *Fanny* and *Mary* appears to be a Juſt Claim

Reſolved That the Opinion of this Committee That the Said Claim ought to be paid out of the Revenue Appropriated for the better Support of the Government of her Majeſties Colony and Dominion of *Virginia*

Reſolved That it is the Opinion of this Committee That the Claim of *Suſanna Allen* of One hundred pounds Fourteen Shillings and Eight pence for Dyeting Eighty one *French* Priſoners 53 Days And for Dyeting Twenty one Mariens Eight Days &c Appears to be a Juſt Claim

Reſolved That it is the Opinion of this Committee That the Said Claim is no Country Charge

Reſolved That it is the Opinion of this Committee That the Severall Claims made by the Militia of the Countys of *Prince George Surry* and *Iſle of Weight* for their Reſpective Service at *Notoway* Town on Occaſion of the Treaty with the *Tuſcarora* Indians ought not to be paid

Mr *Curle* moving for Leave to be abſent upon his extraordinary Occaſions untill *Tueſday* next Leave is Accordingly given him

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

Saturday

Saturday November the 1st 1712

THE Petition of *Xpher Smith* Lievt of the Rangers in *King William* County praying to be Allowed for a Houſe Loſt in the Country's Service being Referr'd by the Governor and Council To the Conſideration of this Houſe was Read

Ordered That the Conſideration thereof be Referr'd to the Committee for Publick Claims to Report their Opinion therein

Mr *Nicholas Meriwether* moving for Leave to bring in Some Claims from ye County of *New Kent* Leave was accordingly given And the Said Claims being preſented to the Houſe were Referr'd to the Conſideration of the Committee for Publick Claims to Examine the Subject Matter thereof And Report the Same with their Opinion therein to the Houſe

A Written Meſſage from the Honourable the Lievt Governor by Mr *Robertſon*

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

AMONG the Various meaſures taken for preventing all manner of Trade with the *Tuſcarora* Indians Proclamations have been Iſſued Requiring the Rangers and Inhabitants of the Frontier Countys to Seize and Secure every one of that Nation that Should preſume to come within the Inhabitants And Orders given at the Same Time to the Tributary Indians to Seize in the like manner all Such as ſhould Reſort to their Towns In purſuance whereof ffour men One Woman and a Boy of the *Tuſcarora* Nation were Soon after taken up by the Rangers of *Prince Georges* County And one Man by the *Notoway* Indians This was not done till the *Tuſcaroras* had plainly diſcovered by Fourteen of their Nation Sent hither laſt *March* that they did not intend to perform any of their Engagements in the Treaty made with them in *December* preceding And that they had then warning given them what Treatment they were to Expect if they Offered to come any more into this Government before they had given Satisfaction required of them for the Maſſacre in *Carolina:* But notwithſtanding this Declaration Some of them Ventured in hither in *Auguſt* under pretence of beging for a peace and for Liberty for Some of their great men to come to *Williamſburgh* to Conclude the Same upon terms of Delivering up the Chief Murderers and giving entire Satisfaction to *Carolina* they then left Two Hoſtages which were to Remain untill the Return of their Deputys and the performance of Some other Conditions which they have alſo broke One of thoſe Hoſtages made his Eſcape And one of the Priſoners taken by the Rangers in Since dead The Reſt of the Men Remain in the Publick Goal And as their Subſiſtance is a Charge to the Country I Shall be glad to know your Opinion what ought to be done with them after Such Repeated Breaches of the promiſe made by their Nation

November the 1st 1712 *A: Spotſwood*

The Said Meſſage being Read

Reſolved That this Houſe will on *Tueſday* next take the Said Meſſage into Conſideration.

A Member of the Houſe moving for Leave to bring in a Claim of *Suſanna Allens* Leave was accordingly given The Said Claim being preſented to the Houſe was Referr'd to the Conſideration of the Committee for Publick Claims to Examine the Subject matter thereof And Report the Same with their Opinion therein To the Houſe

Mr *William Robinſon* Reported that the Committee of Propoſitions and Grievances had [according to order] prepared Two Bills The one to ꝑvent Trade with Indians The other to Repeal an Act Entituled *an Act Declaring The Negro Mollatto and Indian Slaves within this Dominion to be Reall Eſtate* And the Same were Received and Read the firſt time and Ordered to be Read a Second Time

Vpon a Motion made by a Member of this Houſe That the Laws that have any Relation to the Act Entituled *an Act Declaring the Negro Molatto and Indian Slaves within*

within this Dominion to be Reall Eſtate be Inſpected and Examined The Houſe Agreed to the Said Motion

Ordered That it be Referr'd to Mr *Soane* and Mr *ffrancis Epes* to Inſpect and Examine the Said Laws and Report what they ſhall think neceſſary thereupon

And then the Houſe Adjourned Till *Munday* Morning Ten a Clock

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Munday November the 3d 1712

MR *Soane* Reported from the Committee to whom the Inſpection and Examination of the Laws Relating to the Act Entituled *an Act Declaring the Negro Molatto and Indian Slaves within this Dominion to be Reall Eſtate* was Referr'd what they found neceſſary thereupon.

Ordered That the Said Report Ly upon the Table to be Conſidered as Occaſion ſhall require

Mr *Holloway* from the Committee of Propoſitions and Grievances Reported That the Said Committee had taken into Conſideration Severall of the Matters to them Referr'd And therein had agreed upon Severall Reſolutions which he Read in his place and then Delivered in at the Table where being again Read the Houſe proceeded to the Immediate Conſideration of the Said Report

And upon Conſideration of the Report of the Said Committee made upon The Propoſition from the County of *Princeſs Ann* for Eſtabliſhing the Militia of this Colony on a better foot then it now Stands and for providing the poorer Sort of people with Arms and Ammunition gratis

The Houſe agreed to the Report of the Said Committee *Vizt*

Reſolved That the Said Propoſition be Rejected

Vpon Conſideration of the Report of the Said Committee made upon the propoſition from the Said County That their Court day may be Altered and appointed on the firſt *Wedneſday* of every Month

After a Debate the Queſtion was put

That the Report of the Committee be Agreed to

Reſolved in the Affirmative And Thereupon

Reſolved That the Said Propoſition be Rejected

Vpon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County That the making of Flax Hemp Cotton and Wool may be Encouraged by Law

The Houſe Agreed to the Report of the Said Committee *Vizt*

Reſolved That the Conſideration of the Said Propoſition be Referr'd to the next Seſſion of Aſſembly

Vpon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County That the rates of all the Commodities of the Product of this Colony may be Aſcertained by Law

The Houſe Agreed to the Report of the Said Committee *Vizt*

Reſolved That the Said Propoſition be Rejected

Vpon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County That no Witneſſes be Sumoned in any Cauſe Depending in any County Court before Iſſue Joyned on Writt of Enquiry awarded And that proviſion be made for taking the Teſtimony of Such Witneſſes as are about Departing the Colony

The Houſe Agreed to the Report of the Said Committee *Vizt*

Reſolved That the Said Propoſition be Rejected

Vpon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County That the Sallary of Burgeſſes And the Charge of Aſſembly's may be

be paid in Money to be Raiſed by Impoſitions and Duty's on Goods Imported from all places Except from *Europe*

The Houſe Agreed to the Report of the Said Committee *Vizt*

Reſolved That the Said Propoſition be Conſidered at the next Seſſion of Aſſembly.

Vpon Conſideration of the Report of the ſaid Committee made upon the Propoſition from the Said County That an Addreſs be made to her Majeſty Concerning obtaining Certificates of Rights for Lands

The Houſe Agreed to the Report of the Said Committee *Vizt*

Reſolved That the Said Propoſition be Rejected

A Bill to prevent Trading with Indians was Read the ſecond Time And Severall Amendments were made by the Houſe to the Bill which being Twice Read were Agreed to by the Houſe

After a Debate the Queſtion was put

That the Bill be Committed for further Amendments.

It paſſed in the Negative

Reſolved That the Bill with the Amendments be Ingroſſed

A Bill to Repeal an Act Entituled *an Act Declaring the Negro Molatto and Indian Slaves within this Dominion to be Reall Eſtate* was Read the Second Time and Committed

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

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Tueſday November the 4th 1712

THE Order of the Day being Read for the Houſe to take into Conſideration the Governors Meſſage Relating to the *Tuſcarora* Indians now in the Publick Goal The houſe accordingly proceeded to the Conſideration thereof And thereupon

Reſolved That application be made to the Governor that he would be pleaſed to Acquaint the Houſe with the purport of the Proclamations mentioned in the Said Meſſage As Alſo the Treatment they the *Tuſcarora* Indians were to Expect if they Offered to come any more into this Government before they had given the Satisfaction required of them for the Maſſacre in *Carolina* in the Said Meſſage likewiſe mentioned And that a Suitable Addreſs to the Governor be prepared for that purpoſe

Ordered That Mr *Soane* Mr *Allerton* and Mr *Holloway* prepare and bring in the Said Addreſs

Reſolved That this Houſe will on *ffriday* next proceed to the further Conſideration of the Said Meſſage

Reſolved That the Perſons Subſcribing the Grievance from *Middleſex* County [Seting forth that the Veſtry of the pariſh of *Chriſt Church* in the Said County have Ordered Three Churches to be built] And the Veſtry men of the Said Pariſh be heard before this Houſe to Morrow on the Subject matter of ye Said Grievance

An Ingroſſed Bill to prevent Trading with Indians was Read the third Time After a Debate upon the Queſtion

Reſolved That the Bill do paſs

Ordered That the Committee that prepared the Said Bill do carry the Same to the Council And Deſire their Concurrence thereunto

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

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Wedneſday November the 5th 1712

A PETITION of Mr *Secretary Cock* praying to be Allowed for Twenty Seven Writts iſſued out of his Office for Election of Burgeſſes to Serve in this preſent Generall Aſſembly being Referr'd by the Council to the Conſideration of this Houſe was Read

A Petition of *Chichley Corbin Thacker* praying to be allowed his uſuall Allowance for Publick Services as being Clerk of the Generall Court and Secretary's Office—being Referr'd by the Council to the Conſideration of this Houſe was Read

A Petition of *Bridget Minittree* Executrix of *David Minittree* Deceaſed praying to be Allowed for Smiths work done for the Country's uſe by the Said Deceaſed in his life time being Referr'd by the Governor and Council To the Conſideration of this Houſe was Read

Ordered That the Conſideration of the Said Petitions be Referr'd to the Committee of Claims To Report their Opinion therein to the Houſe

Mr *Soane* Reported that the perſons appointed had [according to Order] prepared an Addreſs to the Governor which he Read in his place And then Delivered in at the Table where the Same was Read and Agreed to by the Houſe And is as followeth

To the Honourable Alexander Spotſwood *her Majeſties Liev^t Governor of* Virginia
May it pleaſe your Hono^r

We her Majeſties moſt Loyall and Dutifull Subjects the Burgeſſes Aſſembled having had under our Conſideration your Honours written Meſſage of the firſt of *November* Wherein your Honour is pleaſed to tell us That after the *Tuſcarora* Indians had by Fourteen of their Nation Diſcovered that they did not Intend to performe any of their Engagements in the Treaty made with them They had warning given them what Treatment they were to Expect if they Offered to come any more into this Governm^t before they had given the Satisfaction required of them for the Maſſacre in *Carolina* And that Proclamations had been Iſſued Requiring the Rangers and Frontier Inhabitants to Seize and Secure every one of that Nation that Should preſume to come within the Inhabitants In purſuance of which Certain *Tuſcarora* Indians have been taken up and are now in the Publick Goal at the Charge of this Country upon which your Honour has been pleaſed to require our Opinion what ought to be done with them

We therefore humbly Deſire That your Honour will be pleaſed to Acquaint us with the purport of thoſe Proclamations mentioned in your Said Meſſage as alſo what Treatment thoſe Indians had warning to Expect by your Honours Declaration the better to Enable us to Comply with your Hono^rs Demands.

Ordered That the Said Addreſs be fairly Tranſcribed and Signed by Mr *Speaker*

Ordered That the Perſons that prepared the Said Addreſs Together with Mr *Newton* Mr *Waller* Mr *Conway* Mr *Hamblin* Mr *Grey* Mr *Bridger* Mr *Farquelin* Mr *Richard Neale* and Mr *Ball* preſent the Same to the Governor

A Member of the Houſe moving for Leave to bring in the Petition of *Daniel Auſtin* in behalf of himſelf and Eleven men more Leave was accordingly given him And thereupon the Same was preſented to the Houſe and Read Praying to be Allowed for their Service as Rangers in *King* and *Queen* County from the Eighteenth day of *June* laſt paſt

Ordered That the Conſideration of the Said Petition be Referr'd to the Committee for Publick Claims To Report their Opinion therein

Mr *Holloway* Reported that the Committee of Propoſitions and Grievances had (according to Order) prepared a Bill To Impower Surveyors of highways to take Trees To make or Repair Bridges and Highways which he preſented to the Houſe And the Same was received and Read the firſt Time and Ordered to be Read a Second Time

Mr *Holloway* reported from the Committee To whom the Bill for Repealing an Act Entituled *an Act Declaring the Negro Molatto and Indian Slaves within this Dominion to be Reall Eſtate* was Committed That they had made Severall Amendments to the Bill And the Title of the Bill which they had directed him To Report to the Houſe which he Read in his place And afterwards delivered in at the Table where the Same were Twice Read and Agreed unto by the Houſe

Ordered That the Bill with the Amendments to the Bill and Title be Ingroſſed

Mr *Holloway* Reported that the perſons appointed had [according to Order] Examined the Allegations of the Petition of *William Manley* and found the Same to be true

And

And thereupon had Agreed on a Report which he Read in his place and then Delivered in at the Table where the Same was Twice Read and Agreed unto by the Houſe

Ordered That Leave be given to bring in a Bill According to the Prayer of the Said Petition And that the perſons appointed to Examine the Allegations of the Said Petition do prepare and bring in the Bill

A Member of the Houſe moving for Leave to bring in a Petition of *Frederick Jones* Leave was accordingly given him and thereupon the Same was preſented to the Houſe which being Read Sets forth That the Petitioner Some few years Since Did remove out of this Colony Two Negros named *Will* and *Bounce* into the Province of *North Carolina* For which Two Negros he did pay the Duty of Twenty Shillings apiece in this Government And alſo one other Negro named *Kate* born in *Virginia*. That Since the Removall of the Said Negros Four Children named *Caeſar Neds Diego* and *Sue* have been born of them That the Petitioners Plantations in that Province by reaſon of the frequent Hoſtilities and Diſorders there being totally Ruined and Deſtroyed he is obliged to quit his Settlements there And Deſireous to Remove his Said Negros and Effects into this Colony And prays this Houſe will be pleaſed to permitt him to bring his Said Negros into this Colony without paying the Duty Laid on Negros Imported here by the Law now in force.

The Houſe upon Conſideration of the Said Petition

Reſolved That the Petitioner be permitted according to the Prayer of his Petition to bring in his Said Negros into this Colony without paying Duty

Ordered That Mr *Holloway* Mr *Allerton* Mr *Eskridge* and Mr *Nicholas Meriwether* Carry a Coppy of this Reſolve to the Council and Deſire their Concurrence thereunto

The Houſe [according to Order] proceeded to the Conſideration of the Subject matter of the Grievance from the County of *Middleſex* Seting forth that the Veſtry of the Pariſh of *Chriſt Church* in the ſaid County have Ordered Three Churches To be built in the Said Pariſh And Thereupon

Reſolved That a Bill be brought in to Redreſs the Said Grievance

Ordered That it be Referr'd to the Burgeſſes of *Middleſex* County to prepare and bring in the Said Bill

Upon a Motion made

Ordered That Leave be given to bring in a Bill to Continue an Act Entituled *an Act for Appointing Rangers* And that the Committee of Propoſitions and Grievances prepare and bring in the Bill

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

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Thurſday November the 6th 1712

MR *William Robinſon* Reported from the Committee of Propoſitions and Grievances that they had [according to Order] prepared Two Bills The one to prevent Land Lapſing from Infants for not Seating and Planting or not paying Quit Rents untill Three years after they come of Age The other for Appointing Rolling Houſes and Publick Landings and Aſcertaining the prices of Storeage And the Same were Received and Read the firſt Time and Ordered to be Read a Second Time

A Bill to Impower Surveyors of High ways to Take Trees to make or Repair Bridges and Highways was Read a Second Time and Some Amendments were made by the Houſe To the Bill

Ordered That the Bill with the Amendments be Ingroſſed

Mr *William Robinſon* from the Committee of Propoſitions and Grievances Reported That the Said Committee had taken into Conſideration Some of the Matters to them Referr'd And therein had Agreed upon Some Reſolutions which he Read in his place and

and then Delivered in at the Table where the Same were Read The Houſe proceeded to the Immediate Conſideration of the Report

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *Princeſs Ann* That a New Court Houſe Priſon Stocks and Pillory may be Erected at Some Convenient place near the Centre of the Said County

The Houſe Agreed to the Report of the Said Committee *Viz*t

Reſolved That the Conſideration of the Said Propoſition be Referr'd to the next Seſſion of Aſſembly

And upon Conſideration of the Report of the Said Committee made upon the Petition of *Peter Jones* Lievt of the Rangers for the County of *Prince George* in behalf of himſelf and the Rangers under his Command praying they may be furniſhed with Ammunition at the Publick Charge or at certain Rates in Tobacco to be deducted out of their Wages And that the Petitioner may be paid for Horſes accidentally killed in the Ranging Service And that their Sallarys may be Augmented

After a Debate The Queſtion was put That the Report of the Committee be Agreed to

Reſolved in the Affirmative And Thereupon

Reſolved That an Addition of Eight Hundred pounds of Tobacco be made to the pay of each Lievt of Rangers And an Addition of Six Hundred pounds of Tobacco to pay of each private man Imployed in the Said Service over and above the pay allowed by Law

Ordered That it be an Inſtruction to the Committee appointed to prepare and bring in the Bill to Continue an Act Entituled *an Act for appointing Rangers* That for the future there be yearly Added to the pay of Each Lievt of the Rangers Eight hundred pounds of Tobacco And to the pay of each private man under their Reſpective Commands Six hundred pounds of Tobacco purſuant to the Reſolve of this Day

An Ingroſſed Bill to Repeal an Act Entituled *an Act Declaring the Negro Molatto and Indian Slaves within this Dominion to be Reall Eſtate* And to Repeal a Clauſe in an Act Entituled *an Act for the Diſtribution of Inteſtates Eſtates Declaring Widdows Rights to their Deceaſed Huſbands Eſtates And for Securing Orphans Eſtates* Relating to the Third part of the Inteſtates Eſtate given to the Wife of the Inteſtate And alſo to Repeal a Clauſe in an Act Entituled *an Act Directing the manner of granting Probates of Wills and Adminiſtration of Inteſtates Eſtates* Relating to the Delivery of Slaves to the perſon or perſons to whom the Same are Declared to belong by the Said Act Entituled *an Act Declaring the Negro Molatto and Indian Slaves within this Dominion to be Real Eſtate* And alſo to Declare what part of the Eſtate of perſons here after Dying Inteſtate ſhall be given to the Wife of Such Inteſtate was Read the Third Time

Reſolved That the Bill do paſs

Ordered That the Committee that prepared the Bill do Carry the Same To the Council and Deſire their Concurrence thereunto

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

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Fryday November the 7th 1712

THE Order of the Day being Read for the Houſe to proceed upon the further Conſideration of the Governors Meſſage Relating to the *Tuſcarora* Indians now in the Publick Goal

Reſolved That this Houſe will proceed to the further Conſideration of the Said Meſſage To Morrow

The Burgeſſes of *Middleſex* [according to Order] preſented to the Houſe a Bill for making Void Certain proceedings of the Veſtry of the pariſh of *Chriſt Church* in the County of *Middleſex* And for building a new Church in the Said pariſh And the Same was Received and Read the firſt Time and Ordered to be Read a Second Time

A Written Meſſage from the Governor by Mr *Robertſon* Together with Severall Papers To which the Said Meſſage doth Referr [To wit] A Coppy of a Proclamation for Prohibiting all Correſpondence with the *Tuſcarora* Indians. A Copy of a Proclamation for a Free Trade with the Weſtern Indians A Copy of an Order of Council prohibiting Trading with the Indians

The Governors Meſſage To ye Houſe of Burgeſſes

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

In anſwer to your Addreſs of *Wedneſday* laſt I have directed Copys of the Severall Orders and Proclamations prohibiting Trade with the Indians which have been publiſhed on the South Side of *James* River to be prepared for your Information I alſo now Acquaint you That when the Fourteen *Tuſcarora* Indians menc̃oned in my laſt Meſſage came to tell me that their Nation had performed none of their Engagements entred into *December* foregoing I Commanded them Immediately to depart this Colony And Aſſured them that if thereafter any of that Nation Should be found within our Inhabitants [before they had given ye Satisfaction Demanded of them for the Maſſacre in *Carolina*] they Should be Seized and Treated as Enemys

And accordingly I gave Orders to the Tributary Indians not only to Seize every *Tuſcarora* they Should find within the Limits of this Colony But alſo to Stop and Carry before the next Juſtice any of the Inhabitants which they Should Diſcover going out to Trade with that Nation It is in purſuance of the Declaration I made to thoſe *Tuſcaroras* And of the Orders and Proclamation Subſequent thereunto That the Priſoners now in the Publick Goal were taken up Neverthelefs I have on your Repreſentation given directions that Care be forthwith taken that they may not periſh for want of Cloaths or other Neceſſary's reaſonable to be given them

Mr Speaker and Gentn of ye Houſe of Burgeſſes

I have directed the Overſeers for building the Governrs Houſe to Lay before you their Accounts by which you may now Judge of the Computation formerly made for finiſhing that building

A: Spotſwood

Which Meſſage and Papers were Read And Ordered to Ly upon ye Table

Mr *Byrd* and Mr *Chriſtopher Robinſon* Severally moving for Leave to be Abſent upon Extraordinary Occaſions Leave is accordingly given them And Ordered that they Attend the Service of the Houſe on *Wedneſday* next

Mr *Epes* moving for Leave to be abſent on Extraordinary Occaſions Leave is accordingly given him and Ordered that he Attend the Service of the Houſe on *Munday* next

A Bill to prevent Land Lapſing from Infants for not Seating and Planting or Not paying Quit Rents untill Three Years after they come of Age was Read the Second Time

After a Debate The Queſtion was put That the Bill be Ingroſſed

Reſolved in the Affirmative And Thereupon

Ordered That the Bill be Ingroſſed

A Bill for Appointing Rolling Houſes and Publick Landings And Aſcertaining the Prices of Storeage was Read the Second Time and Committed

A Meſſage from the Council by Mr *Robertſon*

That the Council have Aſſented To the Reſolve of this Houſe of *Wedneſday* Laſt for the permiting *Fredrick Jones* to bring Some Negros from *North Carolina* into this Government without Paying Duty

A Member of the Houſe moving for Leave to bring in the Petition of *Francis Wright* Sheriff of *Weſtmoreland* Leave was accordingly given And the Same being preſented to the Houſe was Read Praying that he may be Admitted to Amend his Return of the Writt for Election of Burgeſſes for the Said County of *Weſtmoreland* by his under Sheriff he being Sick and unable to Travell. And ye Houſe being Informed that one *William Davis* his under Sheriff Attended at the Door

Ordered

Ordered That the Said under Sheriff be brought into the Houſe And that he be directed to amend the Said Return who being brought in And having Amended the Return of the Said Writt withdrew And Thereupon

Ordered That the Said Sheriff be Diſcharged paying Fees

An Ingroſſed Bill to Impower Surveyors of Highways to take Trees to make or Repair Bridges and Highways was Read the third Time

Reſolved That the Bill Do paſs

Ordered That the Committee that prepared the Bill do Carry the Same to the Council and Deſire their Concurrence thereunto

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

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Saturday November the 8th 1712

SOME Accounts prepared by the Overſeers for building the Governors Houſe Relating to the Said Building being preſented to this Houſe were Received And upon a Motion made

Ordered That the Said Accounts Ly upon the Table

The Order of the Day being Read the Houſe proceeded to the further Conſideration of the Governors Meſſage of the firſt of this Month relating to the *Tuſcarora* Indians now in the Publick Goal Which Meſſage and the Severall Papers therein Referr'd to were Read

And after a Debate And the Queſtion put

Reſolved That it is the Opinion of this Houſe that the Hoſtage And all the *Tuſcarora* Indians taken by the Rangers and the *Notoway* Indians be Sent and Delivered up to the Government of *North Carolina* To be there dealt with all as that Government Shall think fit

Ordered That the Subject Matter of this Reſolve be put in a Suitable Addreſs And Sent up to the Governor As an Anſwer to his Said Meſſage

Ordered That Mr *William Robinſon* and Mr *Eskridge* prepare and bring in the Said Addreſs

A Bill for making void Certain Proceedings of the Veſtry of the pariſh of *Chriſt Church* in the County of *Middleſex* And for building a New Church in the Said pariſh was Read the Second Time And an Amendment was made by the Houſe To the Bill

Ordered That the Bill with the Amendment be Ingroſſed

An Ingroſſed Bill to prevent Land Lapſing from Infants for not Seating and Planting or not paying Quit Rents untill Three years after they come of Age was Read the Third Time

Reſolved That the Bill do paſs

Ordered That the Perſons that prepared the Bill Do Carry the Same to the Council and Deſire their Concurrence thereunto

Mr *Hamblin* moving for Leave to be Abſent upon his Extraordinary Occaſions untill *Tueſday* next Leave is Accordingly given him

Mr *Buckner* from the Committee for Publick Claims Reported That the Said Committee had taken into Conſideration the Severall Claims to them Referr'd And therein had agreed upon Severall Reſolutions which they had Entred into a Book called the Book of Reports of the Commlttee for Publick Claims which he preſented to the Houſe And the Same was Received

Ordered That the Said Book be conſidered on *Munday* next

And then the Houſe Adjourned Till *Munday* Morning Ten a Clock

Munday

Munday November the 10th 1712

MR *Holloway* Reported from the Committee to whom the Bill for Appointing Rolling Houſes and Publick Landings and Aſcertaining the Price of Storeage was Committed That they had made Severall Amendments To the Bill which they had directed him to Report to the Houſe which he Read in his place and afterwards Delivered in at the Table where the Same were Read and Agreed unto by the Houſe

Ordered That the Bill with the Amendments be Ingroſſed

Vpon a Motion made by a Member of the Houſe *Henry Cary* Some time Overſeer for Building the Governor's Houſe hath Leave to Lay before this Houſe his Accounts Relating to the Said Building And the Same was Received

Ordered That the Said Accounts Do Ly upon the Table

Mr *Holloway* Reported from the Committee of Propoſitions and Grievances That they had [according to Order] prepared a Bill to Continue an Act Entituled *an Act for Appointing Rangers and for Encreaſing their pay* which he preſented to the houſe and the Same was Received and Read the firſt Time And Ordered to be Read a Second Time

Mr *Holloway* Reported that the perſons Appointed had [according to Order] prepared a Bill to Enable *William Manley* Gent to Sell and Diſpoſe of Certain Entailed Lands and Tenements Lying in the County of *Weſtmoreland*—On Settling other Lands and Tenements Lying in the Said County of which he is Seized in fee To the Same Uſes which he preſented to the Houſe And the Same was Received and Read the firſt Time And Ordered to be Read a Second Time

An Ingroſſed Bill for making Void Certain proceedings of the Veſtry of the Pariſh of *Chriſt Church* in the County of *Middleſex* And for building a New Church in the Said pariſh was Read the Third Time

Reſolved That the Bill do paſs

Ordered That the Perſons that prepared the Bill Together with the Burgeſſes of *Eſſex Lancaſter* and *Northumberland* Do carry the Same To the Council and Deſire their Concurrence thereunto

Ordered That the Conſideration of the Severall Accounts Laid before this Houſe by the Overſeers for building the Governors Houſe be Referr'd to the Committee for Publick Claims And that they Inſpect and Examine the ſame And Report ther Opinion therein to the Houſe

The Houſe [according to Order] proceeded to the Conſideration of the Book of Reports of the Committee for Publick Claims. And part thereof being Read was Agreed unto by the Houſe with Some Amendments

Ordered That the Said Book be further Conſidered To Morrow

And then the Houſe Adjourned Till to Morrow Morning Ten a Clock

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Tueſday November the 11th 1712

THE Houſe [according to Order] proceeded to the further Conſideration of the Book of Reports of the Committee for Publick Claims And Some other part thereof being Read was Agreed unto by the Houſe with ſome Amendments

Ordered That the Said Book be further Conſidered To Morrow

Mr *Bolling* Moving for Leave to be Abſent from the Service of the Houſe On his Extraordinary Occaſions Till *Saturday* next Leave is accordingly given him

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

Wedneſday

Wedneſday November the 12th 1712

MR *William Robinſon* Reported That the Committee of Propoſitions and Grievances had [according to Order] prepared a Bill for Setling and Aſcertaining the ffees of Attorneys Secretary County Court Clerks Sheriffs Coroners and Conſtables And the Allowance of Witneſſes Attending in County Courts and before a Juſtice which he preſented to the Houſe And the Same being Received was Read the firſt Time And Ordered to be Read a Second Time

A Member of this Houſe Moving that Mr *Buſh* may have Leave to go into the Country for Recovery of his Health Leave is accordingly given him And Ordered That he attend the Service of the Houſe as ſoon as the State of his Health will permit him

A Meſſage from the Council by Mr *Robertſon*

That the Council have made Severall Amendments to the Bill to Impower Surveyors of Highways to take Trees to make or Repair Bridges and Highways To which they Deſire the Concurrence of this Houſe

Ordered That the Bill and Amendments do Ly upon the Table to be Conſidered when the Houſe Shall think fit

The Houſe [according to Order] proceeded to the further Conſideration of the Book of Reports of the Committee for Publick Claims And the Same was Read over

Then the Houſe proceeded to take into Conſideration the Allowances for the Reſpective Officers That have Attended this And the laſt Seſſion of Aſſembly And the Said Allowances being Agreed on by the Houſe were Added to the Book of Claims

Ordered That the Said Book be Committed to Mr *Marable* and Mr *John Robinſon* for Amendments

A Bill to Continue an Act Entituled *an Act for appointing Rangers and for Encreaſing their Pay* was Read the Second Time and an Amendment was made by the Houſe To the Bill

Ordered That the Bill with the Amendment be Ingroſſed

A Bill To Enable *William Manley* Gent To Sell and Diſpoſe of Certain Entailed Lands and Tenements Lying in the County of *Weſtmoreland* On Setling other Lands and Tenements Lying in the Said County of which he is Seized in ffee to the Same Vſes was Read the Second Time And Some Amendments were made by the Houſe To the Bill

Ordered That the Bill with the Amendments be Ingroſſed

An Ingroſſed Bill for Appointing Rolling Houſes and Publick Landings And Aſcertaining the Prices of Storeage was Read the Third Time

Reſolved That the Bill do paſs

Mr *William Robinſon* Reported that the Perſons appointed had [according to Order] prepared an Addreſs to the Governor As an Anſwer to his Meſſage on the firſt of this Month which he read in his place and then Delivered in at the Table where the Same was again Read and Agreed unto by the houſe And is as followeth

To the Honourable Alexander Spotſwood *Eſqr her Majeſties Lievt Governor of* Virginia

May it pleaſe your Honour

We her Majeſties moſt Loyall and Dutifull Subjects the Burgeſſes Aſſembled Take Leave humbly to Repreſent to your Honour That after a further Conſideration of your Honours Meſſage of the firſt of this Month And a Due Regard had to the Severall Circumſtances of the Indians therein mentioned We are of Opinion that the Hoſtage and all the *Tuſcarora* Indians taken by the Rangers and the *Notoway* Indians be Sent and Delivered up to the Government of *North Carolina* To be there dealt with all as that Government ſhall think fit

November 12th 1712

Ordered

Ordered That the Said Addreſs be fairly Tranſcribed and Signed by Mr *Speaker* And that Mr *Eskridge* Mr *Ball* Mr *Harwood* of *Warwick* Mr *Gouldman* Mr *Bridger* Mr *Walk* Mr *Thomas Godwin* Mr *Grey* Mr Mr *Cary* Mr *Fitzhugh* Mr *Waller* and Mr *Waters* Do preſent the Same to the Governor

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

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Thurſday November the 13th 1712

AN Ingroſſed Bill To Enable *William Manley* Gentn To Sell and Diſpoſe of Certain Entailed Lands and Tenements Lying in the County of *Weſtmoreland* On Setling other Lands and Tenements Lying in the Said County of which he is Seized in ffee To the Same uſes was Read the Third Time And a Small Amendment was made by the Houſe To the Bill

Reſolved That the Bill do paſs

An Ingroſſed Bill to Continue an Act Entituled *an Act for Appointing Rangers and for Encreaſing their pay* was Read the Third Time And Some Amendments were made by the Houſe To the Bill

Reſolved That the Bill Do paſs

The Houſe proceeded to take into Conſideration the Amendments propoſed by the Council to the Bill Entituled *an Act To Impower Surveyors of Highways to take Trees to make or Repair Bridges and Highways* And the Same being Read part of the Said Amendments were Agreed unto and part diſagreed unto

Ordered That the Committee of Propoſitions and Grievances Do Carry the Ingroſſed Bills that have paſſed the Houſe To the Council And Deſire their Concurrence thereunto And that they Acquaint the Council That the Houſe have Agreed to part of their Amendments propoſed To the Bill Entituled *an Act to Impower Surveyors of Highways to take Trees to make or repair Bridges and Highways* And to part have Diſagreed And Deſire their honours to Aſſent to the Bill with the Amendments agreed unto by the Houſe

A Meſſage from the Governor by Mr *Robertſon*

Mr *Speaker*

The Governor Commands the Immediate Attendance of this Houſe on him in the Council Chamber

Accordingly Mr *Speaker* with the Houſe went to Attend the Governor And being Returned Mr *Speaker* Reported as followeth

Gentlemen

I am to Acquaint you that According to the Governor's Command We have been to Attend him in the Council Chamber That there he was pleaſed to make a Speech of which having a Copy I ſhall not truſt to my Memory to Report the Contents of it but Read it as it is And he Read the Same To the Houſe as followeth *Vizt*

Gentlemen of the Council and Houſe of Burgeſſes

I am Confident that never was a Speech made to an Aſſembly of *Virginia* with more Concern than this which I am now about delivering to you And I hope you will Conſider and anſwer it as becomes Chriſtians and fellow Subjects

Last Night I Recieved an Addreſs from the Generall Aſſembly of *North Carolina* Repreſenting their Condition to be the moſt miſerable that ever people groaned under and earneſtly Supplicating this Government to afford them Some Speedy Aſſiſtance to Reſcue their Country from the Rage of the Heathen

No leſs than three bloody Maſſacres hath that Poor Province felt within the ſpace of a year Together with the daily Incurſions of a Barbarous Enemy who ſtill Continues upon all Occaſions to burn their Houſes Deſtroy their Stocks Butcher their Men and Women And Lead their Children into Captivity

Such

Such frightfull Calamitys having cauſed the Inhabitants there to be Generally more Sollicitous about Securing their perſons than Saving their Subſtance that Colony is thereby reduced to Extream Poverty And as great Numbers of thoſe who went out to War have been killed or diſabled And many Men withdrawn themſelves into more peaceable Dominions That Government is now Rendered Incapable of Raiſing a force to Defend the Country any longer

Vnder theſe Deplorable Circumſtances your neareſt Neighbours your Brother Chriſtians and your Fellow Subjects Send hither for Succour Imploring you by all the Ties of Chriſtianity and all the Ties of Humanity to help to Stop the Deſolation of their Country And Save their Wretched ffamilys from the mercileſs fury of the Heathen

I could very largely Set it forth that you ought to Aid all Such of her Majeſties Plantations in theſe parts as happen to be in diſtreſs but I find my own heart So Sencibly touched at the Miſerys I have been Treating of that I cannot Suppoſe yours will Remain unmoved by the preſent Supplications of your Oppreſſed Brethren And therefore I ſhall forbear All Arguments of Duty and Intereſt till I know your Reſolutions hereupon which I deſire may with all Convenient Speed be declared becauſe the Generall Aſſembly of *North Carolina* waits with Impatience To learn the Reſult of this their Second Application hither

A Meſſage from the Governour by Mr *Robertſon*

Mr Speaker

I am Commanded by the Governor To lay before this Houſe the Repreſentation And Addreſs of the Generall Aſſembly of *North Carolina* To the Governor of *Virginia*

And the Same was Received and Read

Reſolved That this Houſe will To Morrow proceed to the Conſideration of the Governors Speech of this Day And the Said Repreſentation and Addreſs

A Bill for Setling and Aſcertaining the ffees of Attorneys Secretary County Court Clerks Sheriffs Coroners and Conſtables And the Allowances of Witneſſes Attending in County Courts And before a Juſtice was Read a Second Time and Committed to a Committee of the whole Houſe

Reſolved That this Houſe will To Morrow Reſolve it Self into a Committee of the whole Houſe upon the Said Bill

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

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Fryday November the 14th 1712

THE Houſe [according to Order] proceeded to the Conſideration of the Governors Speech yeſterday And the Addreſs from *North Carolina* mentioned in the Said Speech

Reſolved That a Conference be deſired with the Council upon the Subject Matter of the Said Speech and Addreſs

Ordered That Mr *Holloway* Mr *William Robinſon* Mr *John Robinſon* Mr *Soane* Mr *Conway* Mr *Allerton* Mr *Nicholas Meriwether* and Mr *Thornton* forthwith wait upon the Council And deſire the Said Conference And they being Returned Mr *Holloway* Reported That they had accordingly waited on the Council and Deſired the Said Conference

A Meſſage from the Council by Mr *Robertſon*

Mr Speaker and Gentn of the Houſe of Burgeſſes

I am Commanded by the Honourable Council to Acquaint you That their Honrs have Agreed to the Conference deſired by this Houſe upon the Subject matter of the Governors Speech And the Addreſs mentioned in the Said Speech And have Appointed Three of their Members to Meet Such a Number of the Burgeſſes as this Houſe Shall think

think fit And that the Managers for the Council are now ready in the Conference Chamber And Thereupon

Mr *Holloway*.....Mr *Allerton*
Mr *Wm Robinſon*.....Mr *John Robinſon*
Mr *Eskridge*.....Mr *Nichs Meriwether*

Were appointed Managers for the Houſe in the Said Conference and Ordered forthwith to Attend the Council at the place appointed And they being Returned Mr *Holloway* Reported the Subject matter of the Said Conference And gave in at the Table Three Letters from *North Carolina* Directed to the Governor of *Virginia* [Delivered to them by the Council] Relating to the Subject matter of the Conference And that they have Adjourned the Conference for an Hour And the Same Letters were Read

Mr *Harwood* of *Charles City* Moving for Leave To be abſent from the Service of the Houſe upon his Extraordinary Occaſions on *Munday* and *Tueſday* next Leave is accordingly given him

Mr *Littlebury Epes* moving for Leave to be Abſent Till *Tueſday* next upon his Extraordinary Occaſions Leave is Accordingly given him

Mr *Eskridge* moving for Leave to be abſent on his Extraordinary Occaſions Leave is accordingly given him And Ordered that he Attend the Service of the Houſe on next *Munday* Sevennight

The Order of the day being Read

Reſolved That this Houſe will To Morrow Reſolve it Self into a Committee of the whole Houſe upon the Bill for Setling and Aſcertaining the ffees of Attorneys Secretary County Court Clerks Sheriffs Coroners and Connſtables And the Allowances of Witneſſes Attending in County Courts and before a Juſtice

Mr *Marable* Reported from the Committee To whom the Book of Reports of the Committee for Publick Claims was Committed That they had Inſerted Some Amendments in the Said Book

Reſolved That the Houſe doth Agree to the Book with the Said Amendments

Ordered That the Committee for Publick Claims Do Carry the Said Book to the Council and Deſire ther Concurrence thereunto

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

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Saturday November the 15th 1712

MR *Holloway* acquainted the Houſe that the Managers for this Houſe had yesterday a further Conference with the Managers for the Council upon ye Subject Matter of the Governors Speech And the Addreſs of the Generall Aſſembly of *North Carolina* menc̃oned in the Said Speech And Reported to the Houſe the Subject Matter of the Said Conference and Thereupon

Reſolved That this Houſe doth Agree to Lend to the Government of *North Carolina* the Nine Hundred Yards of Duffells Deſired by that Government

Reſolved That this Houſe will Aſſiſt *North Carolina* in its preſent Diſtreſs further than by Lending of Duffells

Reſolved That the Sum of One thouſand pounds be Raiſed for the Aſſiſtance of *North Carolina* in its preſent Diſtreſs

Reſolved That the Said Thouſand pounds be put into the Hands of the Governor of this Colony To be by him Diſpoſed and Laid out as he ſhall think beſt for the Service and Aſſiſtance of *North Carolina* in their Diſtreſs

Reſolved That an Addreſs to the Governor be prepared on the Subject Matter of the preceding Reſolves as an Anſwer to the Governor's Speech

Ordered That Mr *Holloway* Mr *William Robinſon* and Mr *Allerton* prepare and bring in the Said Addreſs

Ordered

Ordered That the perſons appointed to draw the Addreſs wait on the Council and Acquaint their Honours that this Houſe hath Agreed upon Reſolutions for the Aſſiſtance of *North Carolina* And hath Ordered an Addreſs to the Governor to be prepared upon the Said Reſolutions in which Addreſs when prepared this Houſe Shall Deſire their Honours to Joyn

A Meſſage from the Council by Mr *Robertſon* That the Council have Agreed to the Bill Entituled *an Act to Continue an Act Entituled an Act for Appointing Rangers And for Encreaſing their pay* without any Amendments

Alſo that the Council have Agreed To the Bill Entituled *an Act to prevent Land Lapſing from Infants for not Seating and Planting or not paying Quit Rents untill Three years after they come of age* with Severall Amendments To which they deſire the Concurrence of this Houſe

Alſo that the Council have agreed To the Bill Entituled *an Act to Enable* William Manley *Gentl To Sell and Diſpoſe of Certain Entailed Lands and Tenements Lying in the County of* Weſtmoreland *on Setling other Lands and Tenements Lying in the Said County of which he is Seized in ffee To the Same uſes* with an Amendmt To which the Council Deſire the Concurrence of this Houſe

Alſo that the Council doth Adhere to their Amendments propoſed to the Bill Entituled *an Act to Impower Surveyors of Highways To take Trees to make or Repair Bridges and Highways*

Alſo that the Council have paſſed Two Bills [To wit] *an Act to prohibit all Trade with the* Tuſcarora *and other Indians Concerned in the late Maſſacre in* North Carolina And *for the better Regulating the Indian Trade*

And *an Act declaring what Shall be Accounted a Sufficient Seating and Planting of Lands hereafter to be Taken up and Patented* To which they deſire the Concurrence of this Houſe

Ordered That the Burgeſſes of *Princeſs Ann Nanſemond* and *Iſle* of *Wight* Countys do wait upon the Governor and Deſire him to Iſſue out a New Writt for the Election of a Burgeſs to Serve in this preſent Aſſembly for the County of *Norfolk* in the Room of Mr *Francis Willſon* Deceaſed

Mr *Stanup* Mr *John Robinſon* and Mr *Joſeph Godwin* Severally moving for Leave to be Abſent from the Service of the Houſe Till *Tueſday* next upon their Extraordinary Occaſions Leave is accordingly given them

The Order of the Day being Read

Reſolved That this Houſe will on *Munday* next at Twelve a clock Reſolve it Self Into a Committee of the whole Houſe upon the Bill for Setling and Aſcertaining the ffees of Attorneys Secretary County Court Clerks Sheriffs Coroners and Conſtables And the Allowances of Witneſſes attending in County Courts and before a Juſtice

The Houſe proceeded to take into Conſideration the Amendments Adhered to by the Council propoſed to the Bill Entituled *an Act to Impower Surveyors of Highways to take Trees to make or Repair Bridges and Highways* and Thereupon

Reſolved That this Houſe doth Adhere to the Bill and Amendments agreed to be made by the Houſe to the Bill only.

The Houſe proceeded to the Conſideration of the Amendments propoſed by the Council To the Bill Entituled *an Act to prevent Land Lapſing from Infants for not Seating and Planting Or not paying Quit Rents untill Three years after they come of age* And the Same being Read were agreed unto by the Houſe and made in the Bill

The Houſe proceeded to the Conſideration of the Amendments Propoſed by the Council to the Bill Entituled *an Act to Enable* William Manley *Gentl to Sell and Diſpoſe of Certain Intailed Lands and Tenements Lying in the County of* Weſtmoreland *On Setling other Lands and Tenements Lying in the Said County of which he is Seized in ffee To the Same uſes* And the Same being Read were agreed unto by the Houſe and made in the Bill

Ordered

Ordered That the Committee of Propoſitions and Grievances do Carry To the Council the Bills and Amendments propoſed by the Council To the Same Bills And this Day agreed to by the Houſe And Acquaint their Honors that the Bills are Amended according to the Amendments by them Propoſed

An Ingroſſed Bill from the Council Entituled *an Act prohibiting all Trade with the* Tuſcarora *and other Indians Concerned in the Late Maſſacre in* North Carolina *And for the better Regulating the Indian Trade*

Alſo *an Act Declaring what ſhall be Accounted a Sufficient Seating and Planting of Lands hereafter To be taken up and Patented* were Read the firſt Time And Ordered to be Read a Second Time

And then the Houſe Adjourned Till *Munday* Morning Ten a Clock

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Munday November the 17th 1712

A MESSAGE from the Council by Mr *Robertſon*

Mr Speaker

I am Commanded by the Council to Return the Bill Entituled an *Act to prevent Land Lapſing from Infants for not Seating and Planting Or not paying Quit Rents untill Three years after they come of Age*

Alſo the Bill Entituled *an Act To Enable* William Manley *Gent to Sell and Diſpoſe of Certain Entailed Lands and Tenements Lying in the County of* Weſtmoreland *On Setling Other Lands and Tenements Lying in the Said County of which he is Seized in ffee To the Same uſes* And to Acquaint this houſe that their Honors have Examined the Said Bills with the Amendments Inſerted And have paſſed the Same as amended

Vpon a Motion made

Ordered That a Bill be brought in for Continuing an Act Entituled *an Act for Security and Defence of the Country in Time of Danger* And that the Committee of Propoſitions and Grievances Do prepare and bring in the Bill

An Ingroſſed Bill from the Council Entituled *an Act To prohibit all Trade with the* Tuſcarora *and other Indians Contained in the Late Maſſacre in* North Carolina *And for the better Regulating the Indian Trade* was Read the Second Time And after a Debate the Queſtion was put that the Bill be Read a Third Time

It paſſed in the Negative

Mr *Holloway* Reported That the perſons appointed had [according to Order] prepared an Addreſs to the Governor on the Subject Matter of the Reſolves of the ffifteenth Inſtant As an Anſwer to the Governor's Speech of the 13th Inſtant which he Read in his place And then Delivered in at the Table where the Same was Read and Agreed unto by the Houſe

Ordered That the perſons that prepared the Addreſs Together with Mr *Waller* Mr *ffrancis Meriwether* Mr *Waters* Mr *Waugh* Mr *Byrd* Mr *Gouldman* Mr *Bridger* Mr *Wright* and Mr *Harwood* Do Carry the Same To the Council and Deſire their Honours to Joyn therein

An Ingroſſed Bill from the Council Entituled *an Act Declaring what Shall be Accounted a Sufficient Seating and Planting of Lands hereafter to be taken up and Patented* was Read the Second Time And after a Debate The Queſtion was put That the Bill be Read a Third Time

It paſſed in the Negative

The Houſe [according to Order] Reſolved it Self into a Committee of the whole Houſe upon the Bill For Setling and Aſcertaining the ffees of Attorneys Secretary County Court Clerks Sheriffs Coroners and Conſtables And the Allowances of Witneſſes Attending the County Courts and before a Juſtice. And After Some Time Spent therein Mr *Speaker* Reſumed the Chair And Mr *Holloway* Reported from the Committee That they had

had made Some Progreſs in the Bill And had directed him to Move That they may have Leave to Sit again

Reſolved That this Houſe will To Morrow Reſolve it Self into a Committee of the whole Houſe to Conſider further of the Said Bill

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

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Tueſday November the 18th 1712

A MESSAGE from the Council by Mr *Robertſon* That the Council have made Severall Amendments To the Addreſs to the Governor Sent up yeſterday by this Houſe for their Honours Concurrence To which Amendments they Deſire the Concurrence of this Houſe—

Alſo that the Council have made Severall Amendments to the Bill Entituled *an Act for appointing Rolling Houſes and Publick Landings and Aſcertaining the Prices of Storeage* And Deſire the Concurrence of this Houſe thereunto

The Houſe proceeded to the Immediate Conſideration of the Amendments propoſed by the Council To the Addreſs And the Same were Read And to part of the Said Amendments the Houſe Agreed And to part Diſagreed And made a New Amendment To the Addreſs

Ordered That the perſons that Carryed up the Addreſs yeſterday Do forthwith carry the Said Addreſs To the Council and Acquaint them That the Houſe have Agreed to part of their Amendments And to part have diſagreed And have propoſed a New Amendment To the Addreſs and Deſire their Concurrence thereunto

A Meſſage from the Council by Mr *Robertſon*

That the Council Do not Inſiſt upon Such of their Amendments to the Addreſs as are diſagreed unto by this Houſe and Likewiſe that they have Agreed unto the New Amendment propoſed by this Houſe To the Said Addreſs

Ordered That the perſons that carried the Said Addreſs To the Council Do again Carry the Same To their Honours for their View the Same being Amended as Agreed by their Honours and this Houſe

A Meſſage from the Council by Mr *Robertſon*

That the Council are Satisfied that the Amendments Agreed unto are truely Inſerted in the Addreſs And Deſire that the Same may be fairly Tranſcribed in Order to its being preſented to the Governor

Alſo a Written Meſſage from the Council by Mr *Robertſon* which was Read as followeth

Mr Speaker and Gentn of the Houſe of Burgeſſes

The Council being Apprehenſive That there is not So Great a Quantity of Duffells in this Country as the Nine hundred yards agreed to be furniſhed to the Government of *North Carolina* propoſe that So much as ſhall fall Short of that Quantity may be Supplyed by other Courſe Woollens to the Same Value which will Render that Charitable Loan the more Effectuall for the Relief of thoſe poor People

November 18th 1712

Reſolved That this Houſe doth Agree to the Said Meſſage

Ordered That the Addreſs To the Governor be fairly Tranſcribed and Signed by Mr *Speaker*

Ordered That the Perſons that Carried the Addreſs to the Council for their Concurrence Do now Carry the Same to the Council for their Signing

Reſolved That this Houſe will To Morrow Reſolve it Self into a Committee of the whole Houſe to Conſider further of the Bill for Setling and Aſcertaining the Fees of Attorneys Secretary County Court Clerks Sheriffs Coroners and Conſtables and the Allowances of Witneſſes attending in County Courts and before a Juſtice

A Meſſage from the Council by Mr *Robertſon*

That the Council have Signed the Addreſs And that this Houſe may take their own Time for preſenting it to the Governor And the Addreſs is as followeth

To the Honourable Alexander Spotſwood *her Majeſties Lieu^t Governor of* Virginia
May it pleaſe your Honour

We her Majeſties moſt Dutifull and Loyall Subjects the Council and Burgeſſes now Aſſembled having with the Deepeſt Concern Reflected on the miſerable Conditions of our fellow Subjects of the Province of *North Carolina* Recomended with So much Compaſſion in your Honours Speech the Thirteenth Inſtant out of Comiſeration to their Deplorable Circumſtances And a True zeal for the Service of our moſt gracious Queen have with Chearfull Hearts Reſolved to Supply that Province According to their Deſire with Nine hundred yards of Duffells And alſo to Raiſe the Sum̃ of One thouſand pounds for their Aſſiſtance

And having an Intire Confidence in your Honours prudent Management We humbly Requeſt You will be pleaſed to take upon you the Diſpoſall of this Supply In Such manner as you ſhall Judge moſt proper and Effectuall for the Service Intended

We are very Sory Sencible the Confuſions and Diſorders in y^e Government of *North Carolina* have in a great meaſure Occaſioned not only their preſent Miſſortunes but Alſo the Vaſt Expence this Colony is put to in Guarding our Frontiers Yet the preſent miſeries of that Province being Attended with Such variety of Calamitys and Agrivated with Circumſtances So highly Deplorable have moved our Compaſſion They Cry Loudly for Pitty and want no Argument to perſwade us to afford them any Succour in our power

We with all humility hope her Majeſty will be graciouſly pleaſed to Accept this Relief to our Fellow Subjects in Diſtreſs as a Demonſtration of our zeal for her Service And to believe We have on this Occaſion Exerted our Selves to the utmoſt of our Abilities

November 18^th^ 1712

Reſolved That the Said Addreſs be preſented to the Governor by the whole Houſe

Ordered That Such of the Members of this Houſe as Carryed the Said Addreſs To the Council and Six Members more Do know the Governors pleaſure when he will be Attended by this Houſe

Mr *Holloway* Acquainted the Houſe

That the Members Appointed to wait upon the Governor to know when he will be Attended by this Houſe have Accordingly waited upon his Hono^r And that he was pleaſed to Say he would be Immediately attended in the Council Chamber

Accordingly the Houſe went to Attend the Governor and being Returned Mr *Speaker* Reported That the Houſe had preſented to the Governor their Addreſs And thereupon his Hono^r was pleaſed to Say to this Effect

Gentlemen

I cannot but Receive with great Satisfaction all Such Reſolutions As I Judge to be for the Honour and Intereſt of *Virginia* And for the Welfare of her Majeſties Subjects

You Gentlemen of the Council I muſt very kindly thank for your frequent Readineſs to Concurr with me in Aſſiſting thoſe Oppreſſed Neighbours of ours. And you Gentlemen of the Houſe of Burgeſſes I likewiſe thank for the promiſes you now give me of Raiſing Some Money towards Succouring our Brethren

I Shall moſt heartily Concur with you in So Commendable an Act of Charity And not only Chearfully Contribute my Proportion of the Tax you Lay But will Alſo Carefully Manage the utmoſt Penny given towards Aiding them in the beſt and moſt Effectuall manner that I am capable of Contriving with Such a Sum̃ as a Thouſand pounds

And more over if that Sum̃ will not Encourage a Sufficient Number of men to go to the Relief of thoſe poor People I Shall be ready [without any Expectation of reward] to March at the Head of your Militia hoping that none of you that are able will Refuſe to follow me on the Same Terms

The

The Houſe proceeded to the Conſideration of the Amendments propoſed by the Council to the Bill Entituled *an Act for Appointing Rolling Houſes and Publick Landings And Aſcertaining the prices of Storeage* And the Same being Read Were Agreed unto by the Houſe and made in the Bill

Mr *Bridger* Moving for Leave to be Abſent from the Service of the Houſe On his Extraordinary Occaſions Till *Thurſday* next Leave is Accordingly given him

Reſolved That this Houſe will To Morrow proceed to the Conſideration of Ways and Means to Raiſe the Supply by this Houſe Reſolved to be Raiſed for the Aſſiſtance and Relief of *North Carolina*

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

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Wedneſday November the 19th 1712

MR *Holloway* Reported That the Committee of Propoſitions and Grievances To whom it was Referr'd to prepare and bring in a Bill for Continuing an Act Entituled an *Act for Security and Defence of the Country in Times of Danger* and prepared the Said Bill which he preſented To the Houſe And the Same was Received and Read the firſt Time And Ordered To be Read a Second Time

The Houſe [according to Order] proceeded To the Conſideration of Ways and Means for Raiſing the Supply for the Aſſiſtance and Relief in *North Carolina* And Thereupon

Reſolved That the Said Supply be Raiſed by Continuing the *Act for Laying a Duty On Liquors and Slaves* for Three years after the Said Act Doth Expire

Ordered That it be Referr'd to the Committee of Propoſitions and Grievances to prepare and bring in the Bill

Ordered That it be an Inſtruction to the Said Committee to provide by a Clauſe in the Said Bill that the Intereſt for Money taken up and borrowed for the Said Supply Do not Exceed Eight ℔ Cent

Alſo that it be an Inſtruction to the Said Committee That a Clauſe be Inſerted in the Said Bill for Appointing Mr *Speaker* Treaſurer of all the Revenues Ariſing by the Said Act

Mr *Simons* Moving for Leave to be Abſent from the Service of the Houſe upon his Extraordinary Occaſions Till *Friday* next Leave is Accordingly given him

Ordered That the Committee of Propoſitions and Grievances Do Carry To the Council the Bill Entituled *an Act for Appointing Rolling Houſes and Publick Landings and Aſcertaining the Prices of Storeage for their View* The Same being Amended according to the Amendments by them Propoſed

Alſo that they Acquaint the Council That the Houſe have Agreed to their Meſſage Sent down Yeſterday Touching the Supply of courſe Woollens to the Government of *North Carolina*

Ordered That Mr *Treaſurer* Do lay before the Houſe the Accounts of the Revenue between this and *Saturday* next—

Mr *Goodrick* Moving for Leave to be Abſent from the Service of ye Houſe on his Extraordinary Occaſions Till *Munday* next Leave is Accordingly given him

A Meſſage from the Council by Mr *Robertſon*

That the Council have paſſed the Bill Entituled *an Act for Appointing Rolling Houſes and Publick Landings And Aſcertaining the Prices of Storeage* as amended

The Houſe [according to Order] Reſolved it Self into a Committee of the whole Houſe to Conſider further of the Bill for Setling and Aſcertaining the ffees of Attorneys Secretary County Court Clerks Sheriffs Coroners and Connſtables And the Allowances of Witneſſes Attending in County Courts and before a Juſtice And after Some Time Spent therein Mr *Speaker* Reſumed the Chair and Mr *Holloway* Reported from the Committee that

that they had made a further Progreſs in the Bill And had directed him to Move that they may have Leave to Sit again

Reſolved That the Said Committee have Leave to Sit again at Such Time as the Houſe Shall think fit

Vpon a Motion made by a Member of this Houſe That a Bill be brought in for Declaring Connſtables Fees And what Allowance Evidences ſhall have for Attending County Courts and before a Magiſtrate or Magiſtrates out of Court after a Debate and the Queſtion put.

That the Bill be brought in

It paſſed in the Negative

And then the Houſe Adjourned Till to Morrow Morning Ten a Clock

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Thurſday November the 20th 1712

A WRITTEN Meſſage from the Council by Mr *Robertſon*

By the Council

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

The Council having had under Conſideration the Book of Claims Sent up for their Concurrence And Obſerving that the Houſe have Diſallowed Some of the Claims there mentioned for Publick Service And that others which have been Laid before You are left out of that Book Think themſelves Obliged to Recomend thoſe Claims for your further Conſideration *Vizt*

The Claim of *Suſanna Allen* for the Diet of 81 *French* Priſoners taken in a Privateer by one of the Guardſhips at our Capes And of *John Marott* for the Diet of the Officers of the Same Privateer Thô the former hath been allowed in your Houſe to be a Juſt Demand Yet the Council find the Same is not Inſerted in the Book And that the other the Diſallowed by you Whereupon they think it Neceſſary to Inform your Houſe That the Governor hath uſed his utmoſt Endeavour to obtain an Allowance from the proper Officers appointed by her Majeſty for taking Care of Priſoners but after Divers Sollicitations at that Board They have Reported that the Charge of all Priſoners of War taken in the Plantations Ought to be and is Conſtantly Defrayed by the Plantations where they are taken That Practice Seems to be grounded upon the Advantages that Accrue to the Plantations by Diſengaging their Trade from Such Enemys And if the Service Done this Country by the Taking that Privateer Together with the Neceſſity of ffreeing the Man of War of the Burthen of thoſe Priſoners for Enabling her to perform further Service at a Time of So much Danger And of preventing the ill Conſequences of of Suffering them to go at large to Diſcover the weakneſs of the Country be Conſidered The Council Doubt not your houſe will Joyn in Opinion with them That as the Confining ye Priſoners was prudent and neceſſary So the Charge was frugally managed and ought To be paid by the Country And therefore they propoſe that *John Marot's* Claim be allowed and *Suſanna Allens* added to the Book of Claims

The Council obſerve that the Claim of Mr *Nicholas Curle* for the Spy Sloop fited out upon the Expected Invaſion in 1711 is not Inſerted in the Book of Claims That Service being So Neceſſary for the Defence of the Country And neither the Veſſell nor Men imployed any otherwiſe than only for the Publick benefit The Council cannot but Recomend that Claim to your Conſideration But becauſe they underſtand that your Houſe are of Opinion That this Charge ought to be Defrayed out of the Revenue appropriated for the Support of the Government they take this Opportunity to Acquaint you that a State of that Revenue is now preparing and will be Laid before you with all Convenient Speed where by it will appear that that Revenue hath been So far from Supporting the Anuall charge of the Government That if the Same had not been Supplyed from time to time out of the other Revenues of the Crown it would at this time have been many Thouſand of pounds in Debt: And even with all thoſe Additions the preſent Ballance of that

Revenue

Revenue will not defray the Expence of the Current half year being no more than £398—4—0— And Seeing her Majefty And her Royall predeceſſors have So largely Contributed to the Support of this Government The Council hope the Houſe of Burgeſſes will no longer Refuſe to pay Such an Inconſiderable Sum̃ expended purely for the Safety and Protection of the Country

The Council Propoſe that the Claim of *William Syers* of *Glouceſter* of £ 11—6—0 which is Referr'd for want of the Chief Commanders Warrant be regulated and Allowed A Certificate being now produced under the Commanding Officers hand that the Services there Charged were done by his order

The Council cannot reaſonably Agree to the Allowance made by your Houſe to *Thomas Baxter* and the Ten men under his Command as Rangers in *Stafford* County their Service being before the Paſſing of the Act of Rangers Unleſs the like payment be made to thoſe who by the Same Orders Ranged at the Same time in y^{e} other Frontier County's And performed Equall Service to the Country. And as to the Allowances made to the Rangers Eſtabliſhed by Act of Aſſembly the Council propoſe that they be all paid to One Time without extending the pay of Some and poſtponing others Actually in Service at the Same time.

Among the Allowances made in your Houſe to the Officers attending the Aſſembly the Council cannot but take Notice of an unuſuall abatement from the Sallary for Reading Divine Service laſt Seſſion And the rather becauſe it Relates to one of their Members of whoſe Readineſs to perform his Duty they are all well Satisfyed And if the Severity of the Weather for Some few days Together with the Urgent Buſineſs then depending did not permit the Members of your Houſe to Reſort [as uſual] To the Publick Worſhip during that Short Time,The Council cannot think it Reaſonable that any Deduction be made on that Account And therefore propoſe that the Said Article be Amended According to the Regulation made by the laſt Houſe of Burgeſſes And the conſtant Allowance in Such Caſes

Which Severall Additions and Amendments being agreed to by your Houſe the Council will be ready to paſs the Book of Claims

November the 19th 1712.

The Houſe proceeded to the Immediate Conſideration of the Said Meſſage and part of the Propoſitions therein made by the Council was agreed to and part diſagreed unto

Reſolved That a Written Meſſage be Sent to the Council Acquainting them how far the Houſe have Agreed to the Allowances by them Propoſed to be made in the Book of Claims And wherein they have diſagreed

Ordered That it be Referred to the Committee of Claims to prepare and bring in y^{e} Said Meſſage And to make Such Amendments propoſed by the Council to the Book of Claims As this Houſe have Agreed unto

M^{r} *Holloway* from the Committee of Propoſitions and Grievances Reported that they had [according to Order] prepared a Bill for Continuing an Act Entituled *an Act for Laying a Duty on Liquors and Slaves and for Appropriating money Sufficient to furniſh Nine hundred yards of Duffells And One thouſand pounds for the Service and Relief of* North Carolina *out of the Said Duty And for appointing a Treaſurer* which he preſented to the Houſe And the Same was Recieved and Read the firſt Time And Ordered to be Read a Second Time

Reſolved That the Bill be now Read a Second Time

The Bill was Read a Second Time and Severall Amendments were made by the Houſe To the Bill And an Amendment was made To the Title of the Bill

Ordered That the Bill with the Amendments be Ingroſſed

A Bill for Continuing an Act Entituled *an Act for Security and Defence of the Country in Times of Danger* was Read the Second Time And Some Amendments were made by the Houſe To the Bill

Ordered That the Bill with the Amendments be Ingroſſed

M^{r}

Mr *ffrancis Meriwether* Moving for Leave to be Abſent from the Service of the Houſe On his Extraordinary Occaſions Leave is accordingly given him

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

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Fryday November the 21ſt 1712

MR *Treaſurer* [according to Order] Laid his Accounts of the Revenue before the Houſe

Ordered That it be Referred to Mr *William Robinſon* Mr *Allerton* and Mr *Conway* to Inſpect and Examine the Said Accounts And to Report their Opinion therein To the Houſe

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An Ingroſſed Bill for Continuing an Act Entituled *an Act for Security and Defence of the Country in Times of Danger* was Read the Third Time

Reſolved That the Bill Do paſs

An Ingroſſed Bill for Continuing an Act Entituled *an Act for Laying a Duty on Liquors and Slaves And for Appropriating Money Sufficient to furniſh Nine hundred yards of Duffells And One thouſand pounds for the Service and Relief of* North Carolina *out of the Said Duty And for Appointing a Treaſurer* was Read the Third Time

Mr *Buckner* from the Committee for Publick Claims to whom it was Referr'd to make Such Amendments in the Book of Claims Propoſed by the Council in their Meſſage yeſterday to the Houſe As the Houſe Agreed unto Reported that they had made the Said Amendments in the Book Accordingly

Alſo that they had [according to Order] prepared a Written Meſſage to the Council which he preſented to the Houſe And the Same was Read and with Some Amendments agreed unto by the Houſe And is as followeth

By the Houſe of Burgeſſes

May it pleaſe your Honours

The Burgeſſes have Conſidered your Honors Written Meſſage of the Nineteenth Inſtant Sent with the Book of Claims And touching the Severall Matters therein Contained take Leave to Acquaint your Honours as followeth

That they Adhere to their former Opinion about the Claims of *John Merrott* And *Suſanna Allen* [To wit] That thoſe Claims are no Country Charge and therefore have not allowed the firſt or Added the Latter to the Book of Claims

That they Adhere to their former Opinion about the Claim of Mr *Nicholas Curle* To wit That the Same ought To be paid out of the Revenue

That they have Regulated the Claim of *William Syer* and Inſerted in the Book of Claims what ought to be Allowed upon the Same

That they have Expunged out of the Book of Claims the Allowance made to *Thomas Baxter* and the Ten Rangers under his Command

That they have paid the Rangers Eſtabliſhed by Act of Aſſembly all to A Time

And that the Abatement your Honours take Notice of in the laſt Paragraph of your Meſſage was made upon Such Due Conſideration of ye Burgeſſes that they do not ſee any Reaſon to Recede from that Abatement And hope your Honours will not further preſs them to it or to any other Matter about which your Honours and they now Differ but that you will paſs the Book of Claims As it is now Sent up

November 21ſt 1712

Ordered That the Said Meſſage be fairly Tranſcribed and Signed by the Clerk of this Houſe And that the Committee for Publick Claims Do Carry ye Meſſage with the Book of Claims To the Council

A Meſſage from the Council by Mr *Robertſon*

That the Council Deſire an Immediate Conference with this Houſe upon the Subject matter of their Laſt Meſſage Relating to the Book of Claims The Houſe proceeded to the Immediate Conſideration of the Said Meſſage and thereupon

Reſolved

Reſolved That this Houſe doth not Agree to a Conference with the Council as deſired

Ordered That Mr *Holloway* Mr *Waters* Mr *Waller* Mr *Chriſtopher Robinſon* Mr *Soane* and Mr *Bolling* Acquaint the Council with the Said Reſolve

A Meſſage from the Council by Mr *Robertſon*

That the Council Deſire an Immediate Conference with this Houſe upon the Laſt Paragraph in their Meſſage And have Appointed Two of their Members to Manage the Same with Such a Number of Burgeſſes as this Houſe Shall think fit to Appoint

Which Conference being agreed unto

Mr *Holloway*.....Mr *Allerton*

Mr *John Robinſon*.....Mr *Nichs Meriwether*

Were Appointed Managers for the Houſe in the Same

Mr *Holloway* from the Conference with the Council Reported the Subject Matter of the Said Conference And upon Conſideration of ys Reaſons Reported to have been Offered by Mr *Commiſſary Blair* in Excuſe of his not Duly Attending to Read Divine Service the Laſt Seſſion of Aſſembly The Houſe doth Agree to Regulate And Amend that Article in the Book of Claims Relating To Mr *Commiſſary*'s Sallary as propoſed by the Council And the Amendment was made in the Book accordingly

Ordered That the Committee for Publick Claims Do Carry the Said Book To ye Council and Deſire there Concurrence thereunto

On a Motion made

The Bill for Continuing an Act Entituled *an Act for Laying a Duty on Liquors and Slaves And for Appropriating Money Sufficient to furniſh Nine hundred yards of Duffells And One thouſand pounds for the Service and Relief of* North Carolina *Out of the Said Duty And for Appointing a Treaſurer* was put to its Paſſage

Reſolved That the Bill Do paſs

Ordered That the Committee of Propoſitions and Grievances Do Carry the Bill this Day paſſed the Houſe To the Council and Deſire their Concurrence thereunto

Mr *Robertſon* from the Council Acquainted the Houſe that their Honors have paſſed the Book of Claims And that they have obtained the Governs Aſſent thereunto And he Delivered the Book to Mr *Speaker*

A Committee for Proportioning the Publick Levy *Viz*t

Mr *Buckner*.....Mr *Bolling*

Mr *Soane*.....and

Mr *John Robinſon*.....Mr *Conway*

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

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Saturday November the 22d 1712

MR *Chriſtopher Neal* moving for Leave to go into the Country for Recovery of his health Leave is accordingly given him

Mr *Buckner* from the Committee of Claims Reported that they had [according to Order] Inſpected and Examined the Severall Accounts of the Overſeers for building the Governors Houſe And preſented the Same To the Houſe

Ordered That the Said Accounts Do Ly upon the Table

Mr *William Robinſon* Reported from the Committee appointed to Inſpect and Examine Mr *Treaſurers* Accounts That they find the Same was Juſtly Stated which Accounts And the Vouchers To the Said Accounts he delivered in at the Table

Ordered That the Said Accounts and Vouchers Do Ly upon the Table

Mr *William Robinſon* alſo Reported from the Same Committee that upon Examination of the Accounts of Mr *Chriſtopher Robinſon* Reciever of the Dutys Ariſing on Liquors and Slaves in the Diſtrict of *Rappahanock* they Find that he Charged Commiſſion on Five hundred Sixty Five pounds when the Ballance of his Account in the Countrys favour is but Four hundred Twenty One pounds Five Shillings There being a Draw back on Twenty Two dead Negros

The

The Houſe proceeded to the Immediate Conſideration of the Said Report And thereupon

Reſolved That no Sallary ought to be Allowed upon the Said Draw back And that Mr *Chriſtoper Robinſon* ought to Account for the Same with Mr *Treaſurer*

A Written Meſſage from the Governor by Mr *Robertſon* which was Read as followeth

Mr *Speaker and Gentn of the Houſe of Burgeſſes*

As the Houſe of Burgeſſes in 1710 Did appropriate the Sum̃ of Two hundred pounds towards Enlarging the Pariſh Church of *Bruton* I did at their Requeſt take upon me to See that decent places Should be built and Set apart therein for the Generall Aſſembly according to a Draught which I now Lay before you But by the Computation made by the undertaker of the Said Church You will percieve that it is in Vain to begin on that work becauſe the Sum̃ given is not Sufficient to perfect it No more than what hath been Appropriated towards the Governors Houſe will finiſh that

November 22d 1712 *A: Spotswood*

Reſolved That this Houſe will on *Munday* next proceed to take into Conſideration the Subject Matter of the Said Meſſage

And then the Houſe Adjourned Till *Munday* Morning Ten a Clock

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Munday November the 24th 1712

THE Houſe [according to Order] proceeded to the Conſideration of the Governors Meſſage of the 22d Inſtant Relating to the Money appropriated for Enlarging the Pariſh Church of *Bruton* And thereupon

Reſolved That this Houſe doth not Agree To give any more towards the Enlarging the Pariſh Church of *Bruton* than the Sum̃ of Two hundred pounds appropriated for that Purpoſe in theYear 1710

Ordered That a Suitable Addreſs to the Governor be prepared on the Subject Matter of the Said Reſolve for an Anſwer To his Honours Said Meſſage And that it be Referr'd To Mr *Holloway* and Mr *William Robinſon* to prepare and bring in the Same

A Meſſage from the Council by Mr *Robertſon*

That their Honours have Agreed To the Bill Entituled *an Act for Continuing an Act Entituled an Act for Security and Defence of the Country in Times of Danger*

Alſo to the Bill Entituled *an Act for Continuing an Act Entituled an Act for Laying a Duty on Liquors and Slaves And for Appropriating money Sufficient To furniſh Nine hundred yards of Duffells And One thouſand pounds for the Service and Relief of* North Carolina *out of the Said Duty and for Appointing a Treaſurer without any Amendments*

The Houſe proceeded to take into Conſideration the Report of the Committee for Publick Claims made upon their Examination of the Accounts of the Overſeers for building the Governor's Houſe And after Some Time Spent therein

Ordered That the Said Accounts be again Conſidered and Examined by Mr *Nicholas Meriwether* Mr *Allerton* Mr *Marable* and Mr *Littlebury Epes* And that they Report their Opinion therein to the Houſe

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

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Tueſday November the 25th 1712

ORDERED That Mr *Littlebury Epes* Mr *Allerton* Mr *Waller* and Mr *Francis Epes* Do Examine the Severall Inrolled Bills with the Ingroſſed Bills

Mr *Nicholas Meriwether* Reported that the perſons appointed had [according to Order] further Examined the Accounts of the Overſeers for building the Governors Houſe And find that the Said Accounts were Juſtly Stated by the Committee

mittee for Publick Claims Only that there appears to be due to *Henry Cary* One of y^e Said Overſeers Three pounds Fifteen Shillings and Six pence more than he hath Credit for in his Account

The Houſe proceeded to the Immediate Conſideration of the Report And Thereupon *Reſolved* That this Houſe doth Agree to the Said Report

The Generall Account of M^r *Treaſurer* whereby it Appears that there is Due to the Generall Aſſembly the Sum̃ of £136. 7. o ¾ paſſed the Houſe

Ordered That the perſons that were appointed to Inſpect and Examine M^r *Treaſurer's* Accounts Together wth M^r *Waller* M^r *Littlebury Epes* and M^r *Francis Epes* do Carry the Said Accounts to the Council and Deſire their Concurrence thereunto And that they deſire the Governor to give his Aſſent to the Same

M^r *William Robinſon* Reported that the perſons Appointed had [according to Order] prepared an Addreſs To the Governour which he Read in his place and then Delivered in at the Table where the Same was again Read and with an Amendment Agreed unto by the Houſe And is as followeth

To the Honourable Alexander Spotſwood *her Majeſties Liev^t Governo^r of* Virginia *May it pleaſe your Honour*

We her Majeſties moſt Loyall Subjects the Burgeſſes Aſſembled Have Conſidered your Honor^s Meſſage of the 22^d Inſtant Together with the Draught and Computation Sent with it And are Concerned to find That the Sum̃ of Two hundred pounds Appropriated in the year One thouſand Seven hundred and Ten Towards the building a Church in *Williamſburgh* and making Conveniencies therein for the Generall Aſſembly falls So much Short of perfecting that work in the manner Laid Down in the Draught

We are very Sencible that We are much Obliged to your Honour for the Care you took upon you to See that Money Diſpoſed of for the purpoſe for which it was Intended And we Deſire your Honour to Accept of our humble as well as thankfull Acknowledgments for the Same

We Conceive our Selves bound to be Content with Such Conveniencys only as the Sum̃ already Appropriated will procure and Cannot agree to give any More to make them better Eſpecially at this Time having nothing more in our View than how to Extricate this Colony from the Diſadvantages it Lys under by the many Sum̃s we are already Obliged to pay

November 25^th 1712

Ordered That the Said Addreſs be fairly tranſcribed and Signed by M^r *Speaker* And that the perſon that Reported it Together with M^r *Cary* M^r *Gouldman* M^r *Neal* M^r *Byrd* M^r *Ball* M^r *Farquelin* M^r *Harwood* M^r *Joſeph Godwin* M^r *Thomas Godwin* M^r *Fax* M^r *Barbar* and M^r *Stannup* Do preſent the Same to the Governor

M^r *William Robinſon* moving for Leave to be Abſent from the Service of the Houſe upon his Extraordinary Occaſions Leave is accordingly given him

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

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Wedneſday November the 26^th 1712

MR *Allerton* Moving for Leave to be Abſent from the Service of the Houſe on his Extraordinary Occaſions Leave is accordingly given him

Ordered That Colonell *Gawin Corbin* late Reciever of the Dutys [ariſing by the Act Entituled an *Act for Laying a Duty on Liquors and Slaves*] in the Diſtrict of *Rappahanock* River Render an Account on Oath to M^r *Treaſurer* of the Moneys Ariſing by the Said Dutys During the Time he was Reciever thereof And pay y^e Same to M^r *Treaſurer*

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

Thurſday

Thurſday November the 27th 1712

A WRITTEN Meſſage from the Honourable the Lievt Governor by Mr *Robertſon*

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

Your Addreſs preſented to me yeſterday gives me Occaſion to let you know that I ſhall Diminiſh the Wings projected for the Publick uſe in the Pariſh Church of *Bruton* Since I percieve you will be Contented with leſs Room therein

I expected you would have taken Notice of the latter part of the Meſſage I ſent you on the 22th Inſtant Concerning your Governors Houſe For Since the Overſeers Accounts which have been for Some time before you plainly diſcover that the Money given is all expended And that you are all Eye Witneſſes that the building is not yet finiſhed I could not believe it would need any further Recommendation from me Eſpecially being Satisfyed that this Deficiency is owing to the Short Computation of the Expenſe And not to any unthrifty Management During my time: I therefore hope that you will now for the Honour of your Country appropriate a further Sum̃ for compleating that building And not let it Remain thus to all Strangers a Viſible Teſtimony of an Imprudent undertaking

November the 27th 1712 *A Spotſwood*

Ordered That the Said Meſſage Do Ly upon the Table

Mr *John Robinſon* Reported that the perſons appointed had [according to Order] proportioned the Publick Levy And that it amounted to Five and Twenty pounds of Tobacco ℔ Poll For the payment whereof they had prepared a Bill which he preſented To the Houſe Together with the Book of Proportions And the Same were Received

The Book of Proportions was Examined and with Some Amendments was Agreed unto by the Houſe

Ordered That the Perſons that Proportioned the Publick Levy Together with Mr *Grey* Mr *Simons* Mr *Walk* and Mr *ffrancis Epes* Do Carry the Said Book To the Council and deſire their Concurrence thereunto

A Bill for Raiſing a Publick Levy was Read the firſt Time And Ordered To be Read a Second Time

And the Bill was Read a Second Time And Some Amendments were made by the Houſe To the Bill

Ordered That the Bill with the Amendments be Ingroſſed

The Houſe proceeded to the Conſideration of the Governors Meſſage of this day And the Same being Read

Ordered That Mr *John Robinſon* Mr *Chriſtopher Robinſon* Mr *Conway* Mr *Meriwether* Mr *Fitzhugh* Mr *Armiſtead* Mr *Bolling* Mr *Soane* Mr *Tully Robinſon* Mr *Ball* Mr *Waller* and Mr *Thornton* forthwith make Application to the Governor and know of him what Sum̃ may be Sufficient to finiſh the Governors Houſe And Report the Same To this Houſe

An Ingroſſed Bill for Raiſing a Publick Levy was Read the Third Time

Reſolved That the Bill Do paſs

Ordered That the Perſons that were appointed to Carry the Book of Propoſitions to ye Council Do Alſo Carry the Bill for Raiſing a Publick Levy To the Council And deſire their Concurrence thereunto

Mr *John Robinſon* Reported that the Perſons Appointed had [according to Order] made Application To the Governor to know of him what Sum̃ might be Sufficient to finiſh the Governors Houſe And that his Honor was pleaſed to Say it was very Difficult to make Computations in this Country but that he would Manage it as thriftily as he could And believed according to the beſt Computation he could make That Six hundred pounds beſides what is already expended would finiſh the work

The Houſe proceeded to the Immediate Conſideration of the Said Report And Thereupon

Reſolved and accordingly *Ordered*

That

That for payment of the Debt Due upon the Governors Houſe more than the Money already appropriated will pay And for finiſhing the Said Houſe And the Appurtenances to it belonging the Sum̃ of Nine hundred pounds be Appropriated out of the fund that ſhall Ariſe from an Act made this Seſſion of Aſſembly Entituled *an Act for Continuing an Act Entituled an Act for Laying a Duty on Liquors and Slaves And for Appropriating Money Sufficient to Furniſh Nine hundred yards of Duffells And One thouſand pounds for the Service and Relief of* North Carolina *out of the Said Duty And for Appointing a Treaſurer* And that the ſaid Nine hundred pounds be paid by the Treaſurer of the Said Continued Impoſitions for the Time being upon Warrant of the Lievt Governor or the Governor or Commander in Chief of this Colony for the time being next after the Moneys which now are or hereafter ſhall During this Seſſion be Ordered To be paid out of the Said fund

Ordered That the Perſons appointed to Carry the Bill for Raiſing a Publick Levy to the Council Do alſo Carry a Coppy of the Said Reſolve To the Council and Deſire their Concurrence thereunto

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

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Fryday November the 28th 1712.

A MESSAGE from the Council by Mr *Robertſon*

That the Council have Agreed to the Reſolve of this Houſe for Appropriating the Sum̃ of Nine hundred pounds for payment of the Debt Due upon the Governours Houſe and for furniſhing the Same

Alſo that the Council have Agreed To the Book of Proportions And that the Same is Aſſented To by the Governor

Alſo that the Council have paſſed Mr *Treaſurers* Accounts And that the Same are Aſſented to by the Governor

Alſo that the Council have paſſed the Bill Entituled an *Act for Raiſing a Publick Levy* without any Amendments

Reſolved And accordingly *Ordered*

That the Severall perſons to whom Money Allowances are made in the Book of Claims be paid their Reſpective Allowances out of the Moneys that ſhall ariſe from the Act Laying Impoſitions upon Liquors and Slaves next after the Money firſt Appropriated for the Governor's Houſe And the Money appropriated for *Bruton* pariſh Church And for the Priſon ſhall be paid

And that the Said payments be made in Order following (To wit) The Allowances made to the Officers of the Laſt Seſſion of Aſſembly in the firſt place The Allowances made to the Officers of this Seſſion of Aſſembly in the next place And then the Reſt of y• Said Allowances in the Order they Stand in the Said Book of Claims

Ordered That the perſons that Carryed the Reſolve relating to the Money Appropriated to y• Governors Houſe And the Bill for Raiſing a Publick Levy To the Council Do alſo Cary to the Council the Reſolve of this Houſe Relating to the Payments to be made To the Severall perſons to whom Money Allowances are made in the Book of Claims and Deſire their Concurrence thereunto

A Meſſage from the Council by Mr *Robertſon*

That the Council have Agreed To the Reſolve of this Houſe Relating to the payments to be made to the Severall perſons to whom Money Allowances are made in the Book of Claims And that they have Obtained the Governor's Aſſent thereunto

Mr *Robertſon* Acquainted the Houſe that he was Commanded to Deliver to this Houſe a Written Meſſage from the Governor

A State of the Revenew of this Government

A Copy of her Majeſties Royall Inſtructions relating to the *Canada* expedition the Laſt year

And

And a Report from the Commiſſioners for Exchange of Priſoners And he preſented the Same to the Houſe accordingly

The Written Meſſage from the Governor

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

As nothing leſs than the Safety and Honour of this Country hath Induced me to ask any Supplys from the people So nothing but Neceſſity hath cauſed me to Inſiſt upon having them granted And Such Neceſſity cannot I think be better Setforth than by Laying before you the Charge of this Government Together with the produce of its Revenue which I now Send you Stated as far back as I can find any Regular Accounts kept of the Same

According to the preſent State of that Revenue you may Obſerve that without Some Additionall Supply it is not in my power to pay the Setled Sallary's of the Governm^{t} And to diſcharge thoſe Debts which you have Voted to be Juſt Claims Notwithſtanding I have managed your Treaſury with more than Ordinary Frugality as will appear by the Article of Contingencys Eſpecially if you compare the Extraordinary Emergencys that have fallen out under my Government with thoſe that have happened during the Time of my Predeceſſors

The Bounty of the Crown Appears likewiſe to have been So large towards y^{e} Support of this Government that I fear your Sovereign may be Offended at your Refuſing to bear a Small Expence (I mean that of the Spy Sloop) which was Occaſioned by her Majeſties tender Regard to the Safety of your Country As you may perceive by a Copy (herewith Sent you) of one of her Royall Inſtructions relating to the *Canada* Expedition laſt year

I alſo now lay before you a Report from the Commiſſioners for Exchange of Priſoners whereby You may both See how I have endeavoured to Eaſe you of an Expence and Learn what is their Opinion at home in Relation to Priſoners taken in theſe parts And let me further Aſſure you that it is a Standing maxim in your Mother Country (whoſe power muſt be Acknowledge to reach hither) That every Plantation ſhall Support its own Government. Wherefore I cannot Forbear to Adviſe you for your own Sakes to make a Prudent uſe of the Liberty you now have to Chooſe Such ways and means as you ſhall Judge beſt for paying the Neceſſary Charges of your Country

November 28th 1712 *A: Spotſwood*

The ſaid Meſſage being Read Together with her Majeſties Royall Inſtructions And the Report from the Commiſſioners for Exchange of Priſoners mentioned in the Meſſage the Houſe proceeded to the Immediate Conſideration of the Said Meſſage And thereupon

Reſolved That the Conſideration of the State of the Revenue menc̃oned in the Said Meſſage be Referr'd to the next Seſſion of Aſſembly

And then a Debate Ariſing And upon the Queſtion put

Reſolved That an Addreſs to the Governor be prepared in anſwer To the ſaid Meſſage

Ordered That it be Referr'd to M^{r} *Meriwether* M^{r} *Conway* M^{r} *Armiſtead* M^{r} *Grey* M^{r} *Bolling* and M^{r} *Fox* to prepare and bring in the ſaid Addreſs

And then the Houſe Adjourned Till To Morrow Morning Eight a Clock.

Saturday November the 29th 1712.

MR *Nicholas Meriwether* Reported that the perſons appointed had (according to Order) prepared an Addreſs To the Governour in Anſwer To his Honour's Meſſage yeſterday Which he Read in his place and then Delivered in at the Table Where the Same was again Read and Agreed unto by the Houſe And is as followeth

To the Honourable Alexander Spotſwood *her Majeſties Lieu*^{t} *Governor of* Virginia

May it pleaſe your Honour

We

We her Majeſties moſt Dutifull and Loyall Subjects the Burgeſſes now Aſſembled Humbly beg Leave to Repreſent to your Honor that upon the Receipt of your Honours Meſſage yeſterday And the State of the Revenue And other Papers therewith Tranſmitted We Imediately proceeded to the Conſideration of the Same And after Some time Spent therein We came to this Reſolution That the Conſideration of the State of y^e^ Revenue be Referr'd till the next Seſſion of Aſſembly.

Our Opinion being that a Due Conſideration of the State of the Revenue is a work that Requires a great Time, was one Motive to us to put it off now Since We have Sat So long already And the Winter Seaſon is So far Advanced And in regard We Conceive we ſhall be the better Inabled to make a Suitable Anſwer to your Honours Meſſage after a full Conſideration had of y^e^ State of the Revenue We humbly hope your Honour will not be diſpleaſed That We do not proceed at this Time to final Reſolutions upon the Subject Matter of your Meſſage.

November the 29^th^ 1712.

Ordered That the Said Addreſs be fairly Tranſcribed and Signed by M^r^ *Speaker*

Ordered That the Perſons that prepared the Said Addreſs Together with M^r^ *Harwood* of *Warwick* M^r^ *Joſeph Godwin* M^r^ *Thomas Godwin* M^r^ *Wright* M^r^ *Thornton* M^r^ *Simons* M^r^ *ffrancis Epes* and M^r^ *Drumond* Do preſent the Same To the Governor

Ordered That the Committee of Propoſitions and Grievances do Carry the Enrolled Bills To the Council for their Examination and peruſall

A Meſſage from the Council by M^r^ *Robertſon*

That the Council have peruſed and Examined the Severall Inrolled Bills Sent to them by this Houſe And that they are Satisfied the Said Bills are truly Enrolled.

A Meſſage from the Governor by M^r^ *Robertſon*

M^r^ *Speaker*

The Governor Commands the Immediate Attendance of this Houſe in y^e^ Council Chamber And that you bring with You Such Bills as are ready for his Aſſent And M^r^ *Speaker* with the Houſe went to Attend the Governor where he was pleaſed to paſs the Severall Bills following To wit

An Act for Continuing an Act Entituled an Act for Security and Defence of the Country in Times of Danger.

An Act to Continue an Act Entituled an Act for Appointing Rangers And for Encreaſing their pay

An Act for Continuing an Act Entituled an Act for Laying a Duty on Liquors and Slaves And for Appropriating Money Sufficient to furniſh Nine hundred yards of Duffells And One thouſand pounds for the Service and Relief of North Carolina *out of the Said Duty And for Appointing a Treaſurer.*

An Act to p̄vent Land Lapſing from Infants for not Seating and planting Or not paying Quit Rents untill Three years after they come of Age.

An Act for Appointing Rolling Houſes and Publick Landings and Aſcertaining the Prices of Storage.

An Act for Raiſing a Publick Levy

An Act to Enable William Manley Gould *to Sell and Diſpoſe of Certain Entailed Lands and Tenements Lying in the County of* Weſtmoreland *On Setling other Lands and Tenements Lying in the Said County of which he is Seized in ffee to the Same Uſes.*

43-44

JOURNAL

OF THE

HOUSE OF BURGESSES

AT A

GENERAL ASSEMBLY

begun at her Majesty Queen ANNE Royal Capitol the Twenty Second Day of *October* in the Eleventh year of the Reign of our Sovereign Lady ANN Queen of *Great Brittain France* and *Ireland* Annoq$_{3}$ Domini 1712. And thence Continued by Several Prorogations to the Fifth Day of *November* 1713 And in the Twelth year of her Majestys Reign



RICHMOND, VIRGINIA.

MCMXI.

JOURNAL

of the

HOUSE OF BURGESSES

Thurſday, November the 5th 1713.

MR. *Speaker* and Twenty Six Burgeſſes being met in the Houſe
Ordered That the Houſe be called over To Morrow Morning
And then the Houſe Adjourned till To Morrow Morning Ten a Clock

Friday November the 6th 1713.

THE Houſe (according to Order) was called over

Ordered That Mr *Gouldman* Mr *Harwood* of *Warwick* Mr *Thornton* Mr *Armiſtead* and Mr *Marable* wait on the Governor and Deſire him to iſſue out a New Writt for the Electing a Burgeſs to Serve in this Aſſembly for the County of *Eſſex* in the Room of *Francis Meriwether* Gentleman Deceaſed And that they alſo Deſire him to iſſue out a New Writt for ye Electing a Burgeſs to Serve in this Aſſembly for the County of *Warwick* in the Room of *William Cary* Gentleman Deceaſed

Ordered That the Abſence of thoſe Members that did not appear at the calling over the Houſe be excuſed Till the next time the Houſe ſhall be called over

A Petition of *Benjamin Goodwin* Clerk was preſented to the Houſe and Read Praying to be Continued Chaplain to the Houſe

Ordered That he be Continued Chaplain according to the Prayer of his Petition And that he Attend each Morning in the Conference Room by Nine of the Clock and Read Divine Service

Ordered That *Thomas Francis Edward Dyer Andrew Elmſe* and *George Rimington* be Continued Doorkeepers to the Houſe And that they Give their Attendance Accordingly

The Orders of the Houſe for Laſt Seſſion being Read at the Table

Reſolved That the Houſe Do approve of the Same And that they Continue Orders for this Seſſion

Ordered That the Said Orders Lye conſtantly upon the Table for the peruſal of the Members

Ordered That the Houſe be called over as often as Shall be thought Convenyent And that thoſe Members who Shall be wanting in their Duty of Attendance be Lyable to the Cenſure of the Houſe

Reſolved and accordingly *Ordered*

That it be a Standing Rule of this Houſe that Fifteen Members with the Speaker ſhall be a Sufficient Number to Adjourn

A Committee for Elections and Priviledges

Mr *William Robinſon* Chairman

Mr *Meriwether*.....Mr *Allerton*

Mr *Soane*

Ordered That Mr *Miles Cary* be Continued Clerk of the Said Committee And that he Give his Attendance Accordingly

A Committee for Publick Claims

Mr *Buckner* Chairman

Mr *Ball*.....Mr *Chriſtopher Neal*

Mr *Eskridge*.....Mr *Littlebury Epes*

Mr *ffox*.....Mr *Armiſtead*

Mr *Barbar*.....Mr *Marable*

Ordered That Mr *Miles Cary* be Continued Clerk of the Said Committee And that he Give his Attendance Accordingly

A Committee for Propoſitions and Grievances

Mr *Holloway* Chairman

Mr *William Robinſon*.....Mr *Allerton*

Mr *Chriſtopher Robinſon*.....Mr *Waller*

Mr *Meriwether*.....Mr *Tully Robinſon*

Mr *Soane*.....Mr *Gouldman*

Mr *Fitzhugh*.....Mr *Francis Epes*

Ordered That Mr *John Clayton* be Continued Clerk of the Said Committee And that he Give his Attendance Accordingly

Ordered That the Committees have power to Adjourn themſelves *De Diem Diem* and to Send for Perſons Records Journals and other Papers they Shall from time to time have Occaſion of

Reſolved and Accordingly *Ordered*

That all Propoſitions Grievances and Publick Claims be brought into the Houſe on *ffriday* next at furtheſt or not to be Received in this Seſſion of Aſſembly without particular Leave of the Houſe

Ordered That the Clerk of the Houſe Publiſh the furtheſt time Set by the Houſe for Receiving Propoſitions Grievances and Publick Claims during this Seſſion by Seting up a fair Copy of the Reſolve of the Houſe made in that behalf

Ordered That the Committee of Propoſitions and Grievances Inſpect y^e^ Journal of this Houſe at the laſt Seſſion and Report to the Houſe what they find Neceſſary to be taken into Conſideration this Seſſion

Ordered That the Committee for Publick Claims Inſpect the Report of the Committee of Claims at the laſt Seſſion And Report to the Houſe what they find Neceſſary to be further Conſidered this Seſſion

Reſolved and accordingly *Ordered*

That all Petitions Propoſitions and Grievances Directed for the laſt Seſſion of Aſſembly And not then Conſidered be Admitted to the Conſideration of this Seſſion

Severall Publick Claims from the Countys of

Henrico.....*Northumberland*

Surry.....*Prince George*

York.....*Charles City*

and *Nanſemond*

Were preſented to the Houſe and Refer'd to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof And Report the Same with their Opinion therein to the Houſe

A Meſſage from the Governor by Mr *Robertſon*

Mr *Speaker*

The Governor Commands the Immediate Attendance of this Houſe in the Council Chamber

Accordingly

Accordingly M^r *Speaker* with the Houſe went up to Attend the Governor And being Returned M^r *Speaker* Reported That acc^ding to the Governors Commands they had been to wait on him in the Council Chamber where he was pleaſed to make a Speech of which having obtained a Copy he Should not truſt to his Memory to Acquaint the Houſe with the Contents but prayed the favour of the Houſe to permit him to Read the Copy which he Read And is as followeth *Viz^t*

Gentlemen of the Council and Houſe of Burgeſſes

Peace ever comes Attended with innumerable benefits, So that I hope We ſhall in this Meeting be able happily to lay hold of Some of them, And as We are in Duty bound to make our thankfull Acknowledgments, both to God for mercifully beſtowing this bleſſing upon us, And to our Sovereign for graciouſly labouring to procure it; So I think We cannot expreſs our gratefull Senſe thereof better than by purſuing the Ends for which it was given us, That is, by heartily Vniting our Selves, and Sincerely endeavouring to Promote Religion, and Cultivate the Arts of Peace

You Gentlemen of *Virginia* might feel as Early as any of her Majeſtys Subjects the Advantages of this Peace, if an Aſſembly would as readily Concurr to prevent pernicious Practices, as a Parlyament has enclined to Redreſs Grievances in your Tobacco Trade: And without you do your parts in this Colony I fear all means uſed elſe where will Scarce make it flouriſh; for here is certainly an Evil at the very Root of this Trade, which may demonſtrably appear to be the preſent Method the Country is in of Diſcharging Debts and Levys by tobacco payments, for from hence moſt evidently proceeds the Exportation of all that Traſh which Ruines your Markets abroad, and daily Leſſens the Reputation of your Commodity in *Europe*. This gives an unhappy occaſion to the breeding up too many perſons in a fraudulent way of dealing. Beſides the Publick Credit is ſo Sunk by theſe payments, that as now no Service is readily performed for them, So I am confident no Money could in any Exigency be borrowed upon the faith of them; In Short there is So much folly and Iniquity in y^e Practice, that it can by no means Square either with policy or Juſtice, And therefore I hope you'l Judge it Worthy of your conſideration how to apply Some Remedy to this Evil.

The next Matter I ſhall Recommend to you is the providing more effectually for the Security of your Frontiers againſt fforeign Indians, who notwithſtanding the many partys of Rangers have Since theſe have been on foot killed and carryed off at leaſt Twenty of our outward Inhabitants and Tributary Indians; I have Attempted by Severall ways to Oppoſe thoſe Incurſions but after Some trouble and expence have only Experienced that our People are not diſpoſed for Warlike undertakings; Whereupon I have begun to try what may be done for their Safety by way of treaty, but do Reſolve to conclude it upon no other Terms than Such as I ſhall find to be entirely agreeable to you; The generality of our Tributarys have of late approved themſelves to be very ready and faitfully Allyed, And I am perſwaded that the Setling them Along our Frontiers without all our Inhabitants (if it could be done under Such a Regulation as would make them willing to Remove) would be a better and cheaper Safe guard to the Country than the old Method of Rangers.

The Clothing you intended for the Relief of *North Carolina* has all been bought up and Delivered, but the Greateſt part of the Thouſand pounds Still Remaines unexpended, which has been Occaſioned by that Governments Declining to Joyn in Such Meaſures as I might reaſonably think this Sum was appropriated for. You ſhall have Laid before you a particular Accompt of what has been expended whereby may be obſerved that part has been for Stores of Warr Sent to *North Carolina*, And the reſt for Expeditions undertaken againſt the Same Indians who were fighting againſt that Government.

At the Same time that I put you in mind of Some timely Repairs for the Capitol And of the Truſtees for the City of *Williamſburgh*, being Accountable to none but the General Aſſembly; I think it proper to Informe you that there has been a neceſſity of Reſurveying and marking out a new the bounds and Streets of this place; And I wiſh

you

you Joyned in Opinion with me, that to Give Some Affiſtance to this Infant Town, towards building a Market Houſe, bettering the Landings, and Securing a few Publick Springs, would not only Redound to the Credit of the Country when Strangers Reſort hither, but would likewiſe be for the benefit of all thoſe whoſe buſineſs calls them to the Aſſemblys And Generall Courts

Gentlemen

I ſhall at preſent Offer nothing further to take up your time Seeing the Advancement of your Staple Commodity, and the Defence of your Country, which I have now Recommended to your Conſideration, are two Such Conſiderable points as may juſtly Claim a large part in the deliberations of a Seſſion, So I conclude with my earneſt prayers to God to Direct you in your Conſultations

And the Same being Again Read at the Table

Reſolved That this Houſe will to Morrow Morning Reſolve it Self into a Committee of the whole Houſe to Conſider of the Said Speech

And then the Houſe Adjourned till To Morrow Morning Ten a Clock

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Saturday November the 7th 1713.

SEVERAL Publick Claims from the Countys of
Lancaſter.....*Stafford*
James City.....*Iſle* of *Weight*
King and *Queen*.....*Elizabeth City*

Were preſented to the Houſe and Refer'd to the Conſideration of the Committee for Publick Claims to Examine the matter thereof And Report the Same with their Opinion therein to the Houſe

A Grievance from the County of *Nanſemond* being Read

Ordered That the Conſideration of the Said Grievance be Refer'd to the Committee of Propoſitions and Grievances to Report their Opinion thereon

A Propoſition from the County of *Lancaſter* being Read

Ordered That the Conſideration of the Said Propoſition be Refer'd to the Committee of Propoſitions and Grievances to Report their Opinion thereon

The Houſe (according to Order) Reſolved it Self into a Committee of the whole Houſe to Conſider of the Governors Speech and after Sometime Spent therein Mr *Speaker* Reſumed the Chair And Mr *Holloway* Reported from the Committee that they had come to Some Reſolutions which they had Directed him to Report Which he Read in his place and afterwards Delivered in at the Table Where the Same were Read and Agreed unto by the Houſe and are as follow *Vizt*

Reſolved That an Humble Addreſs to her Majeſty be prepared upon the preſent Peace And that the Council be deſired to Joyn in the Said Addreſs.

Reſolved That a particular Committee be appointed to Inſpect and collect together all the Laws in force relating to Tobacco And Report the Same with their Opinion thereon to the Houſe And alſo Report what Propoſalls they think may be for the Improvement and Advantage of the Tobacco Trade

Mr *Holloway* alſo Acquainted the Houſe that he was directed by the Committee to move that they may leave to Sit again

Reſolved That this Houſe will upon *Munday* Morning next Reſolve it Self into a Committee of the whole Houſe to Conſider further of ye Governors Speech

Mr *Holloway* Mr *William Robinſon* Mr *Chriſtopher Robinſon* and Mr *Buckner* were (purſuant to a Reſolve of this Day) Nominated a Committee to Inſpect and Collect together all the Laws in force relating to Tobacco And they are Ordered to Report according to the Said Reſolve

Ordered That the Clerk of the Committee of Propoſitions and Grievances be Clerk to this Committee And Give his Attendance accordingly

Ordered

Ordered That a Meſſage be Sent to the Council to Acquaint them that this Houſe have Reſolved to prepare an Humble Addreſs to her Majeſty upon the preſent Peace And that the Houſe Deſires their Honours to Joyn with them in the Addreſs And Appoint Such of their Members as they ſhall think fit to Joyn with Such Members of this Houſe as Shall be appointed to prepare and draw up the Same

Ordered That the Committee of Propoſitions and Grievances Do Carry the Meſſage to the Council

A Petition of the Veſtry of the Pariſh of S^{t} *Marys* in the Countys of *Eſſex* and *Richmond* in behalf of themſelves and the reſt of the Pariſhoners of the Said Pariſh was preſented to the Houſe and Read Praying that Leave may be given to bring in a Bill for Dividing y^{e} Said Pariſh into Two Diſtinct Pariſhes by the River of *Rappahanock*

Ordered That Leave be given to bring in a Bill according to the Prayer of y^{e} Said Petition and that M^{r} *William Robinſon* M^{r} *Thornton* and M^{r} *Gouldman* Do prepare and bring in the Bill

And then the Houſe Adjourned till *Monday* Morning Ten a Clock

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Monday November the 9th 1713

SEVERAL Claims from the Countys of *King William* and *New Kent* were preſented to the Houſe and Refer'd to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof And Report the Same with their Opinion therein to the Houſe

Upon a Motion made

Ordered That a Committee be appointed to Inſpect all the Temporary Laws and ſee which of the Said Laws are expired or near expiring and fit to be Revived or Continued And Report the Same to the Houſe

And a Committee was appointed accordingly (to wit) M^{r} *Waller* M^{r} *Conway* and M^{r} *Bouſh*

A Meſſage from the Council by M^{r} *Robertſon*

M^{r} *Speaker*

I am Commanded by the Council to Acquaint this Houſe that they are willing to Joyn with this Houſe in an Humble Addreſs to her Majeſty on Occaſion of the preſent Peace And that they have appointed two of their Members to Joyn with Such Members of this Houſe as they ſhall think fit to Appoint to prepare and draw up the Same And that the Members Appointed by the Council will be Ready in the Conference Room at three of the Clock in the Afternoon to meet the Members appointed by this Houſe for that purpoſe

Accordingly M^{r} *Holloway* M^{r} *William Robinſon* M^{r} *Chriſtopher Robinſon* and M^{r} *Buckner* were appointed to meet in the Conference Room at three a clock in the afternoon And with the Members appointed by the Council to prepare and draw up the Said Addreſs

The Houſe (according to Order) Reſolved it Self into a Committee of the whole Houſe to Conſider further of the Governors Speech and after Some time Spent therein M^{r} *Speaker* Reſumed the Chair and M^{r} *Holloway* Reported from the Committee that they had come to Some Reſolutions which they had directed him to Report to the Houſe which he Read in his Place and afterwards delivered in at the Table where the Same were Read and with an Amendment to one of them agreed unto by the Houſe and are as follow *Vizt.*

Reſolved That the Conſideration of that part of the Governors Speech relating to the Security of our Frontiers and Setling the Tributary Indians without our Inhabitants be Refer'd to a further time

Reſolved

Reſolved That it be Refer'd to a particular Committee to Conſider the Subject Matter of that Paragraph of the Governors Speech Relating to y^e^ Capitol and the City of *Williamſburgh*

M^r^ *Holloway* alſo Acquainted the Houſe that the Committee had directed him to Move that they may have Leave to Sit again

Reſolved That this Houſe will upon *Thurſday* morning next Reſolve it Self into a Committee of the whole Houſe to Conſider further of the Governors Speech

M^r^ *Eskridge* M^r^ *Allerton* M^r^ *Soane* and M^r^ *Meriwether* were (purſuant to a Reſolve of this day) Nominated a Committee to Conſider the Subject Matter of that Paragraph of the Governors Speech relating to the Capitol and the City of *Williamſburgh* And they are to Report their Opinion thereon

The Return of the Writt for the Electing a Burgeſs for the County of *Norfolk* to Serve in this preſent Aſſembly in the Room of M^r^ *James Willſon* Deceaſed was brought into the Houſe and Referred to the Conſideration of the Committee for Elections and Privileges to Report their Opinion thereon

And then the Houſe Adjourned till To Morrow Morning Ten a Clock

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Tueſday November the 10^th^ 1713.

SEVERAL Claims from the Countys of *New Kent* and *Weſtmoreland* and a Claym of *Robert Pryors* of *Glouceſter* County were preſented to the Houſe And Refer'd to the Conſideration of the Committee for Publick claims to Examine the Matter thereof And Report the Same with their Opinion therein to the Houſe

A Petition of *Robert Whood* was preſented to the Houſe and Read Praying an Allowance for a Mare loſt in Ranging

Ordered That the Conſideration of the Said Petition be Refer'd to the Committee of Claims to Report their Opinion thereon

M^r^ *Holloway* from the Committee of Propoſitions and Grievances Reported that the Said Committee had taken into Conſideration ſeveral of the Matters to them Refer'd And therein had come to Several Reſolutions Which he Read in his place and afterwards Delivered them in at the Table where being again Read The Houſe proceeded to the Immediate Conſideration of the Said Report

And upon Conſideration of the Report of the Said Committee made upon the Inſpection of the Journal of this Houſe made at the laſt Seſſion wherein they find That the Conſideration of the Propoſition from the County of *Norfolk* That Incouragement be given for making fflax Hemp Cotton and Wool Stands Refer'd to this Seſſion of Aſſembly.

And that the Conſideration of the Propoſition from the County of *Princeſs Ann* That the making Flax Hemp Cotton and Wool may be encourag'd by Law Stands Refer'd to this Seſſion of Aſſembly

And that the Conſideration of the Propoſition from the Said County of *Princeſs Ann* That the Sallary of Burgeſſes and the Charge of Aſſemblys be paid in Money to be Raiſed by Impoſitions and Dutys on Goods imported from all places except from *Europe* Stands Refer'd to this Seſſion of Aſſembly

And that the Conſideration of the Propoſition from the Said County of *Princeſs Ann* That a new Court houſe Priſon Stocks and Pillory may be Erected at Some convenyent place near the Center of the ſaid County Stands Refer'd to this Seſſion of Aſſembly

After a Debate The Queſtion was put That the Report of the Committee be Agreed to

It was Reſolved in the Affermative and thereupon

Reſolved That the Severall Propoſitions above mentioned be further Refer'd to the Conſideration of the next Seſſion of Aſſembly

And

And upon Conſideration of the Report made by the Said Committee That they do find in the Said Journal That on Conſideration of the Grievance from the County of *Nanſemond* Seting forth That the Court Houſe of the Said County is Scituated in an Inconvenyent place And praying the Same may be Removed It is Ordered that ye perſons Repreſenting the Said Grievance The Juſtices and all others who deſire to Oppoſe the Removeing the Said Court houſe Should be heard before this Houſe on the Eighth day of this Seſſion of Aſſembly

And on Conſideration of the Petition of Divers ffreeholders of ye Said County of *Nanſemond* prefer'd to this Houſe at this Seſſion Praying that they may be heard on the Matter of the Said Grievance and be Relieved therein

The Houſe Agreed to the Report of the Committee *Vizt*

Reſolved That the perſons Petitioning for the Removal of the Said Court houſe and all who deſire to Oppoſe the Same be heard thereupon before this Houſe

And upon Conſideration of the Report of the Said Committee made upon the Grievance from the County of *Lancaſter* Repreſenting That the Suffering too many Horſes and Mares to Run in Common is very p̄judicial to many People

The Houſe Agreed to the Report of the Committee *Vizt*

Reſolved That the ſaid Grievance ought to be Redreſſed And that it may be properly done by a Bill to be brought in on the Subject Matter of the Said Grievance

Ordered That the Committee of Propoſitions and Grievances do prepare and bring in the Bill

Mr *William Robinſon* (according to Order) preſented to the Houſe a Bill for Dividing St Marys Pariſh And the Same was Received and Read the first time And Ordered to be Read a Second time

Mr *Waller* Reported from the Committee appointed to inſpect ye Temporary Laws That the Said Committee had Conſidered the Matters to them Refer'd And Agreed upon Several Reſolutions which he Read in his place And afterwards Delivered in at the Table where the Same were Read (and with an Amendment to one of them) Agreed unto by the Houſe And are as follow *Vizt*

Reſolved That the Act Entituled *an Act for the Regulation and Settlement of fferrys and for Diſpatch of Publick Expreſſes* Expiring at the End of this preſent Seſſion of Aſſembly be Continued

Reſolved That the Act Entituled *an Act for prevention of abuſes in Tobacco Shipped on ffreight* expiring the Twenty ffifth day of *December* next be Continued

Reſol.ed That the Act Entituled an *Act for Supply of certain Defects found in an Act preſcribing the Method for Appointing Sheriffs* expiring at the End of this p̄ſent Seſſion of Aſſembly be Continued

Reſolved That the Act Entituled *an Act Prohibiting Seamen being harbored or Entertained on Shoar* being Expired be Revived

Reſolved That the Continuance of the Act Entituled *an Act for Appointing Rangers And for Encreaſing their Pay* (expiring the One and thirtyeth day of *January* next) be Refer'd to the Conſideration of the Houſe

Ordered That the Conſideration of the Continuance of the Said Act be Refer'd till *Monday* next

Ordered That a Bill or Bills be brought in upon the Said Reſolutions And that Mr *Waller* Mr *Conway* and Mr *Bouſh* Do prepare and bring in the Same

And then the Houſe Adjourned till To Morrow Morning Ten a Clock

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Wedneſday November the 11th 1713.

A PETITION of *Philip* and and *Margaret Jones* Refer'd by the Council to the Conſideration of this Houſe was Read Praying a reward of Forty pounds (purſuant to Act of Aſſembly) for killing Two *Tuſcarora* Indians

A Petition of *John Hartwell* was preſented to the Houſe and Read Praying a further Allowance for Some Punchions or Pallizados for which he was not fully Allowed the laſt Seſſion of Aſſembly

A Petition of *Richard Buckner* was prefented to the Houſe and Read Praying an Allowance for ffour Copys of the Laws and Journals of the laſt Seſſion of Aſſembly Delivered to the Governor As alſo for a Copy of the Said Laws Delivered into the Secretarys Office.

A Petition of *James Adams* Refer'd by the Governor and Council to the Conſideration of this Houſe was Read Praying an Allowance for being Interpreter to the *Pamoukeq* and *Chiccahomony* Indians the laſt year

A Petition of *Henry Brigs* Refer'd by the Council to the Conſideration of this Houſe was Read Praying to be Allowed his yearly Sallary and for other Services as Interpreter of the Indians

A Petition of *Chriſtopher Smith* Lieu^{t} of the Rangers in *King William* County in behalf of himſelf and the men under his Command (Refer'd by the Governor and Council to the Conſideration of this Houſe) was Read Praying an Allowance for their Service as Rangers according to Law

A Petition of *John Cembrough* a Pentioner was prefented to the Houſe and Read Praying his uſual Allowance

Ordered That the Conſideration of the Said Petitions be Refer'd to the Committee for Publick Claims to Report their Opinion therein

Several Claims from the Countys of *York Middleſex* and *James City* were prefented to the Houſe And Refer'd to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion therein to the Houſe

A Propoſition from the County of *James City* was Read and Refer'd to the Conſideration of the Committee of Propoſitions and Grievances to Report their Opinion thereon

A Bill for Dividing S^{t} *Mary*s Pariſh was Read a Second time

Ordered That the Bill be Ingroſſed

M^{r} *Holloway* Reported that the Members appointed by this Houſe together with Members appointed by the Council to draw up an Humble Addreſs To her Majeſty had drawn up an Addreſs accordingly which they had Directed him to Report to the Houſe Which he Read in his place and afterwards Delivered in at the Table where the Same was Read and Agreed unto by the Houſe

Ordered That M^{r} *Holloway* M^{r} *William Robinſon* M^{r} *Chriſtopher Robinſon* and M^{r} *Buckner* Do Cary the Addreſs to the Council and Acquaint them that this Houſe have Agreed to the Same as Reported and deſire their Concurrence thereunto

A Meſſage from the Council by M^{r} *Robertſon*

That the Council have Agreed to the Addreſs Juſt now Sent up to that Board (with an Amendment) To which they deſire the Concurrence of this Houſe.

The Houſe proceeded to the Immediate Conſideration of the Said Amendment And the Same was Read and Agreed unto by the Houſe

Ordered That the Said Addreſs with the Amendment be fairly tranſcribed in Order to its being Sign'd

Ordered That the Gentlemen that carryed the Addreſs to the Council Do Acquaint them that this Houſe have Agreed to the Amendment by them propoſed And have Ordered the Addreſs with the Amendment to be fairly tranſcribed in Order to its being Sign'd

And then the Houſe Adjourned till To Morrow Morning Ten a Clock

To the Queens moſt Excellent Majeſty The humble Addreſs of the Council and Burgeſſes of Virginia

May it pleaſe your Majeſty

We your Majeſtys moſt Loyal and Dutiful Subjects the Council and Burgeſſes of *Virginia* met together in Aſſembly Do take this firſt Opportunity to felicitate your Majeſty upon the late Glorious and happy Peace in which you have not only procured Vaſt Advantages to your own Dominions but by a moſt Extenſive Goodneſs have alſo Conſulted the Intereſt and Safety of your Allys. Never did the *Britiſh* Troops Obtain

So

So many Triumphs as while your Majeſty thought it Neceſſary for the Safety of *Europe* to make Warr And never did the *Britiſh* Councils gain So Juſt a Reputation as Since in Compaſſion to the Miſerys of Mankind you have Judg'd it time to make Peace. It is an Honour peculiar to your Majeſty that as your Enemys have for many Compaigns confeſſed the force of your Arms they now Acknowledge your Juſtice by Submitting the Pretentions of the Allyes to your Majeſtys wiſe deciſion

If your Enemy then Madam are So ready in Sight of all the Diſgraces they have Received to own your Royal Vertues who amongſt your Subject can be Silent on So Glorious an Occaſion When by your Majeſtys proſperous Efforts the Ballance of Power is Setled the Libertys of *Europe* Recovered the Swelling Ambition of *ffrance* Shut up within its proper bounds The Proteſtant Succeſſion to your own Kingdoms Secured The Trade of your People inlarged and a Safe and Honourable Peace concluded: Thus your Majeſty has at laſt by the bleſſing of the Almighty compaſſ'd the Great and juſt Ends for which you enter'd into the Warr And for which your faithfull Subjects with a chearfullneſs beyond all Example have Supported the Expence and Calamitys of it

Tho there be none of your Majeſtys People who have Suffer'd more in the Ruin of their Trade and in the decay of their Staple Commodity than your Loyal Subjects of this Dominion Yet the Glory your Majeſty has gain'd during the War And the proſpect of a happy Peace has made them forget their Misfortunes: In the midſt of Poverty We are Senſible of the many bleſſings of your Reign And particularly have reaſon to thank your Majeſty in the humbleſt manner for your Great Goodneſs in Sending us So Wiſe and Juſt a Lievt Governor who was not only Induſtrious to Secure us in time of War But dos Aſſiſt us to Improve the Arts of Peace And will We hope Recommend us to your Royal favour whoſe Glory it is to Reign in the hearts of your People And be a Nurſing Mother to all your Subjects

May the Great God who is King of Kings and by whom Princes Reign preſerve your Majeſtys Precious life for many year may you long Continue the Dread of your Enemys And the happineſs of your own People As you will certainly be the Ornament of Hiſtory and the Wonder and Example of all Poſterity

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Thurſday November the 12th 1713.

A MESSAGE from the Council by Mr *Robertſon*

Mr *Speaker*

I am Commanded by the Council to Acquaint this Houſe that on Conſideration of the laſt Meſſage Sent up to them by this Houſe Relating to the Addreſs to her Majeſty All their Members have agreed to Sign the Same And that they deſire the Addreſs when fairly tranſcribed may be Sent up for that purpoſe

Ordered That Mr *Holloway* Mr *William Robinſon* Mr *Chriſtopher Robinſon* and Mr *Buckner* Do (according to the Councils Deſire) Carry the Addreſs to their Honours for their Signing

Several Publick Claims from the County of *James City* were preſented to the Houſe and Refer'd to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof And Report the Same with their Opinion therein to the Houſe

A Petition of Mr *Secretary Cocke* (Refer'd by the Council to the Conſideration of this Houſe) was read Praying to be Allowed for Three Writts iſſued out of his Office for the Election of Burgeſſes to Serve in this Aſſembly

A Petition of *Chicheley Corbin Thacker* Clerk of the Secretarys Office (Refer'd by the Council to the Conſideration of this Houſe) was Read Praying an Allowance for Publick Services

Ordered That the Conſideration of the ſaid Petitions be Refer'd to the Comitee for Publick Claims to Report their Opinion thereon

Mr

Mr *Waller* (according to Order) preſented to the Houſe a Bill for Continuing an Act Entituled *an Act for prevention of abuſes in tobacco ſhipt on ffreight*

A Bill to Continue an Act Entituled *an Act for Supply of certain Defects found in an Act preſcribing the Method for appointing Sheriffs*

A Bill for Continuing an Act Entituled *an Act for the Regulation and Settlement of Ferrys and for Diſpatch of Publick Expreſſes*

A Bill for Reviving and Continuing an Act Entituled *an Act Prohibiting Seamen being harboured or entertained on Shoar*

And the Same were Received and Read the firſt time And Ordered to be Read a Second time

An Ingroſſed [Bill] for Dividing S[t] *Marys* Pariſh was Read the Third Time

Reſolved That the Bill do paſs

Ordered That Mr *William Robinſon* Mr *Thornton* Mr *Gouldman* Mr *Ball* Mr *Conway* and Mr *Chriſtopher Robinſon* Do Carry the Bill to the Council and Deſire their Concurrence thereunto.

A Petition of *Thomas Thornton* was preſented to the Houſe and Read Praying an Allowance of Fourteen hundred pounds of tobacco for Seven Months Service as a Look out on the Sea Shoar

Ordered That the Conſideration of the Said Petition be Refer'd to the Committee for Publick Claims to Report their Opinions thereon

Ordered That the Petitioner have Leave to prove his Claim by his Oath before the Said Committee The Same not being proved at a Court of claims

The order of the Day being Read for the Houſe to Reſolve it Self into a Committee of the Whole Houſe To Conſider further of the Governors Speech

Reſolved That this Houſe will upon Saturday Morning next Reſolve it Self into a Committee of the whole Houſe to Conſider further of the Governors Speech

Reſolved That a Suitable Addreſs to the Governor be prepared upon the Said Speech

Ordered That Mr *Eskridge* Mr *Allerton* Mr *Waller* and Mr *Epes* do prepare and bring in the Same

And then the Houſe Adjourned till To Morrow Morning Ten a Clock

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Friday November the 13th 1713.

MR *Eskridge* Reported from the Committee appointed to prepare an Addreſs to the Governor (upon the Reſolution yeſterday) That they had prepared an Addreſs accordingly Which they had Directed him to Report to the Houſe which he Read in his place and afterwards delivered in at the Table where the Same was Read and (with ſome Amendments) agreed unto by the Houſe And is as followeth *Vizt*

To the Honourable Alexander Spotſwood *her Majeſtys Lieu[t] Governor of* Virginia

The Humble Addreſs of the Houſe of Burgeſſes

May it pleaſe your Honour

We her Majeſtys moſt Dutiful and Loyal Subjects the Burgeſſes now aſſembled Return to your Honour our moſt humble and unfeigned thanks for the favour of your Speech this Seſſion And We pray your Honour to believe that nothing leſs than our earneſt deſire to Addreſs her Majeſty upon the Peace with the utmoſt Expedition could have kept us So long from making theſe Acknowledgments. The Subject Matter of your Speech Doth plainly Diſcover an hearty deſire in your Honour for the happineſs of this Country And that the Advancement of its Trade and preſervation of its Peace have a Great Share of your thoughts

This Conſideration does not only Prompt but Encourage us alſo to proceed to an Inquiry by what ways and means the Value of our Staple Commodity now Sunk to an Intollerable

Intollerable Lowneſs may be beſt Raiſed and Advanced. We fear many difficultys will Occur in the Preſervation of the Work but the Senſe of our own Intereſt will cauſe us to Exert our utmoſt to overcome them And We hope they are not Inſuperable

We ſhall proceed in the Conſideration of the Several Matters Recommended to us by your Honour And of all our other Affairs with convenyent Diſpatch And hope this Seſſion will end in an happy Concurrence.

Ordered That the Said Addreſs be fairly Tranſcribed and Signed by Mr *Speaker*

Reſolved That the Said Addreſs be pſented to the Governor by the whole Houſe

Ordered That the Gentlemen that prepared the Said Addreſs and Eight Others do know the Governors pleaſure when he will be Attended by this Houſe

A Claim of *John Broadnax* with Several Papers relating thereto was preſented to the Houſe and Refer'd to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof And Report the Same with their Opinion therein to the Houſe

A Petition of the Said *Broadnax* was preſented to the Houſe and Read Praying that what Tobacco ſhall be proportioned to him this Aſſembly may be in *York* or *James City* County

Ordered That the Said Petition be Refer'd to the Committee for Publick Claims to whom his Claim with the Papers relating thereto was Refer'd

A Claim of *Suſanna Allen* was preſented to the Houſe and Refer'd to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof And Report the Same with their Opinion therein to the Houſe

A Bill for Continuing an Act Entituled *an Act for prevention of Abuſes in Tobacco ſhipt on ffreight* was Read a Second time

A Motion being made and the Queſtion being put that the Bill be Ingroſſed

It paſſed in the Negative

A Bill to Continue an Act Entituled *an Act for Supply of certain Defects found in an Act preſcribing the Method for Appointing Sheriffs* was Read a Second time

Ordered That the Bill be Ingroſſed

A Bill for Reviving and Continuing an Act Entituled *an Act Prohibiting Seamen being Harboured or Entertained on Shoar* was Read a Second Time and Several Amendments were made by the Houſe to the Bill

Ordered That the Bill with the Amendments be Ingroſſed

Mr *Eskridge* acquainted the Houſe that the Governor having (according to Order) been waited upon to know when he would pleaſe to be Attended by this Houſe his Honour had been pleaſed to Appoint to Morrow Morning at Eleven a Clock in the Council Chamber

Ordered That the Several Members of this Houſe Attend to Morrow Morning at Ten a Clock in Order to Sign the Addreſs to her Majeſty

And then the Houſe Adjourned till To Morrow Morning Nine a Clock

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Saturday November the 14th 1713.

MR *Speaker* Reported That the Houſe had been to attend the Governor with their Addreſs And that his Honour was pleaſed thereupon to Give this Anſwer *Viz*t

Gentlemen

I heartily thank you for this Addreſs It is an extream Satisfaccon to me to underſtand that you are Senſible of my honeſt indeavours to promote the welfare of this Country And alſo to find So fair a Proſpect of an happy union and concurrence this Seſſion

Mr *Holloway* Reported from the Committee appointed to inſpect and collect together all the Laws in force relating to Tobacco who were alſo Ordered to make Propoſalls for the Improvement of the Tobacco Trade That they had accordingly made a Collection

Collection of ye Said Laws And had drawn up Such Propofalls as they think may be for the Improvement and Advantage of the tobacco Trade which they had directed him to Report to the Houfe which he Read in his place and afterwards Delivered in at the Table where the Same were again Read

Ordered That the Said Report be taken into Confideration on *Wednefday* next

An Ingroffed Bill to Continue an Act Entituled *an Act for a Supply of certain Defects found in an Act preferibing the Method for Appointing Sheriffs* was Read the third Time

Refolved That the Bill do pafs

An Ingroffed Bill for Reviving and Continuing an Act Entituled *an Act Prohibiting Seamen being harboured or Entertained on Shoar* was Read the Third Time

Refolved That the Bill do pafs

Ordered That Mr *Waller* and ffive Members more do Carry the Bills to the Council and Defire their Concurrence thereunto

The Order of the Day being Read for the Houfe to Refolve it Self into a Committee of the whole Houfe to Confider further of ye Governors Speech

Refolved That this Houfe will upon *Thurfday* Morning next Refolve it Self into a Committee of the whole Houfe to Confider further of the Governors Speech

Mr *Eskridge* Reported that the perfons appointed had (according to Order) Confidered the Subject Matter of that Paragraph of the Governors Speech Relating to the Capitol and the City of *Williamfburgh* And thereupon had come to Some Refolutions which they had directed him to Report to the Houfe Which he Read in his Place and afterwards delivered in at the Table where the Same were again Read

Ordered That the Said Report be taken into Confideration on *Monday* next

And then the Houfe Adjourned till *Monday* Morning Ten a Clock

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Monday November the 16th 1713.

A BILL for Continuing an Act Entituled *an Act for the Regulation and Settlement of fferrys And for Difpatch of Public Expreffes* was Read a Second time and Several Amendments were made by the Houfe to the Bill

Ordered That the Bill with the Amendments be Ingroffed

Ordered That the Confideration of the Continuance of the *Act for appointing Rangers and for Increafing their Pay* (Refer'd to this Day) be further Refer'd till *Thurfday* next

The Houfe (according to Order) proceeded to take into Confideration the Report made by the Committee appointed to Confider of that part of ye Governors Speech Relating to the Capitol and the City of *Williamfburgh*

And upon Confideration of the Said Report

Refolved That the Capitol be Repaired with all Convenyent Speed and that *John Holloway* and *John Clayton* Gentlemen have power to Imploy Workmen to make Such Repairs in and about the Said Capitol as by them Shall be thought convenyent and neceffary

Ordered That the Truftees for the City of *Williamfburgh* lay before this Houfe on *ffriday* next an Account of the Money in their hands Arifing from the Payments made for Lots taken up in the Said City And that they have Notice by the Clerk of this Houfe to prepare and give in their Accounts accordingly

Ordered That the further Confideration of the Report be Refer'd till *ffriday* next

A Petition of *William Smith* of the County of *King William* was prefented to the Houfe and Read Praying that Leave may be given to bring in a Bill for making good a Title of Intailed Lands by him Sold in ffee to one *John Graves* Junr And for Setling other Lands of greater Value to the Same ufes

Ordered

Ordered That the Conſideration of the Said Petition be Refer'd to a Committee to Examine the Allegations thereof and Report the Same to the Houſe

And a Committee was appointed for that purpoſe (to wit) Mr *Bird* Mr *Meriwether* Mr *Stanup* and Mr *Waller*

And then the Houſe Adjourned till To Morrow Morning Ten a Clock

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Tueſday November the 17th 1713.

THE Return of the Writt for the Electing a Burgeſs for the County of *Warwick* to Serve in this preſent Aſſembly in the Room of Mr *William Cary* deceaſed was brought into the Houſe And Refer'd to ye Conſideration of the Committee for Elections and Priviledges to Report their Opinion thereon

Mr *Bird* Reported from the Committee to whom it was Refer'd to Examine the Allegations of the Petition of *William Smith* of the County of *King William* That they had (according to Order) Examined the Allegations of the Said Petition And find the Same to be true

Ordered That Leave be given to bring in a Bill according to the Prayer of the Said Petition And that the Committee to whom it was Refer'd to Examine the Allegations Do prepare and bring in the Bill

An Ingroſſed Bill for Continuing an Act Entituled *an Act for the Regulation and Settlement of fferrys And for Diſpatch of Publick Expreſſes* was Read the Third time

Reſolved That the Bill do paſs

Ordered That the perſons that prepared the Bill with Three Members more Do Carry the Bill to the Council and deſire their Concurrence thereunto

And then the Houſe Adjourned till To Morrow Morning Ten a Clock

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Wedneſday November the 18th 1713.

MR *Waller* (according to Order) preſented to the Houſe a Bill to Enable *William Smith* Gent to Sell and Diſpoſe of certain Intailed Lands and Tenements lying in the County of *New Kent* On Setling other Lands and Tenements Lying in *King William* County of which he is Seized in ffee To the Same Uſes And the Same was Received and Read the firſt time And Ordered to be Read a Second time.

Mr *Holloway* (according to Order) preſented to the Houſe a Bill to Reſtrain the keeping too Great a Number of Horſes and Mares And the Same was Received and Read the firſt time and Ordered to be Read a Second Time

Mr *Holloway* from the Committee of Propoſitions and Grievances Reported that the Said Committee had taken into Conſideration a Grievance from the County of *James City* And therein had Agreed upon a Reſolution which they had directed him to Report to the Houſe which he Read in his place and afterwards Delivered in at the Table where being again Read The Houſe took the Same into Immediate Conſideration

And upon Conſideration of the Report of the Said Committee made upon the Grievance from the County of *James City* That no Allowance is made to Jurymen attending on Surveys of Land The Houſe Agreed to the Report of the Committee *Viz*t

Reſolved That the Same may be properly provided for in a Bill for Setling Secretarys Sheriffs Coroners Attorneys and Clerks ffees

The Houſe (according to Order) proceeded to the Conſideration of the Report of the Committee To whom it was Refer'd to inſpect and Collect together All the Laws in force relating to Tobacco And Report Propoſalls for the Improvement and Advantage of the Tobacco Trade

And

And upon Conſideration of the Report of the Said Committee

Reſolved That the Laws now in force Relateing to Tobacco are not Sufficient for the Improvement and Advantage of the Tobacco Trade And that y^e^ Method now Eſtabliſhed by Law for Diſcharging Debts is Subject to many frauds and Abuſes not provided againſt by any Law

Ordered That a Bill be brought in for the better Improvement and Advantage of the Tobacco Trade and for prevention of ffrauds and Abuſes in Diſcharging Tobacco Debts And that the Committee of Propoſitions and Grievances do prepare and bring in the Bill

And they have power to Receive and Conſider all Propoſalls that Shall be made by any perſon whatſoever

Ordered That M^r^ *Allerton* have Leave to go into the Country upon Extraordinary Occaſions

And then the Houſe Adjourned till To Morrow Morning Ten a Clock

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Thurſday November the 19^th^ 1713.

A BILL to Enable *William Smith* Gent to Sell and Diſpoſe of certain Intailed Lands and Tenements Lying in the County of *New Kent* On Setling other Lands and Tenements Lying in *King William* County of which he is Seized in ffee to the Same uſes was Read a Second time and Commited

Ordered That the Bill be committed to the Committee that prepared it

A Bill to Reſtrain the keeping too Great a Number of Horſes and Mares was Read a Second Time And an amendm^t^ was made by the Houſe to the Bill

Ordered That the Bill with the Amendment be Ingroſſed

A Meſſage from the Council by M^r^ *Robertſon*

That the Council have Agreed to the Bill Entituled *an Act to Continue an Act for Supply of certain defects found in an Act preſcribing the Method for Appointing Sheriffs* without any Amendments

Alſo that the Council have Agreed to the Bill Entituled *an Act for Reviving and Continuing an Act Entituled an Act prohibiting Seamen being Harbored or Entertained on Shoar* with Amendments

And alſo that the Council have Agreed to the Bill Entituled *an Act for Continuing an Act Entituled an Act for the Regulation and Settlement of fferrys And for Diſpatch of Public Expreſſes* with Amendments to which they deſire the Concurrence of this Houſe

M^r^ *Robinſon* alſo acquainted the Houſe That to the End this Houſe may be Informed the Reaſons of thoſe Amendments the Council have Sent down a Copy of her Majeſtys Inſtruction to the Governor relating to Re-enacting Laws for the peruſall of this Houſe And he preſented the Same to the Houſe accordingly

The Houſe proceeded to take into Conſideration the Said Amendments

And upon Conſideration of the Amendments Propoſed by the Council to the Bill Entituled *an Act for Reviving and Continuing an Act Entituled an Act Prohibiting Seamen being harboured or Entertained on Shoar* The Same being Read were Agreed unto by the Houſe and made in the Bill

And upon Conſideration of the Amendments propoſed by y^e^ Council to the Bill Entituled *an Act for Continuing an Act Entituled an Act for the Regulation and Settlement of fferrys And for diſpatch of Publick Expreſſes* The Same being Read were agreed unto by y^e^ Houſe and made in the Bill

The Order of the day being Read for the Houſe to Reſolve it Self into a Committee of the whole Houſe to Conſider further of the Governors Speech

Reſolved That this Houſe will upon *Munday* Morning next Reſolve it Self into a Committee of the whole Houſe to Conſider further of the Said Speech

Ordered

Ordered That the Conſideration of the Continuance of the *Act for Appointing Rangers And for increaſing their pay* (Refer'd to this day) be further Refer'd till *Monday* next.

Ordered That the perſons that Carryed the Bill Entituled *an Act for Reviving and Continuing an Act Entituled an Act prohibiting Seamen being harboured or Entertained on Shoar*

And alſo the Bill Entituled *an Act for Continuing an Act Entituled an Act for the Regulation and Settlement of fferrys & for Diſpatch of Publick Expreſſes* To the Council for their Concurrence Do now carry the Same to their Honours and acquaint them that this Houſe have Agreed to the Amendments by them propoſed to the Said Bills

And then the Houſe Adjourned till To Morrow Morning Ten a Clock

Friday November the 20th 1713.

ORDERED That Mr *Armiſtead* have Leave to go into the Country upon extraordinary Occaſions

Some Publick Claims from the County of *Richmond* were by Leave of the Houſe Received and Refer'd to the Conſideration of ye Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion therein to the Houſe

A Petition of Several of the Pariſhoners of St *Marys* pariſh was preſented to the Houſe and Read Praying that the Said pariſh may be Continued one intire Pariſh and undivided

Ordered That the Said Petition be Rejected

Mr *Waller* Reported from the Committee to whom the Bill to Enable *William Smith* Gent to Sell and Diſpoſe of certain Intailed Lands and Tenements Lying in the County of *New Kent* On Setling other Lands and Tenements lying in *King William* County of which he is Seized in ffee to the Same uſes was Commited that the Committee had made Several Amendments to the Bill which they had directed him to Report to the Houſe Which he Read in his place and afterwards delivered in at the Table where the Same were Read and Agreed unto by the Houſe And Some other Amendments were made by the Houſe to the Bill

Ordered That the Bill with the Amendments be Ingroſſed

Mr *Goodrich* Moving for Leave to go into the Countrey on Extraordinary Occaſions Leave is accordingly Given him

An Ingroſſed Bill to Reſtrain the keeping too Great a Number of horſes and Mares was Read the third time

Reſolved That the Bill do paſs

Ordered That the Committee that prepared the Bill do carry the Same to ye Council and deſire their Concurrence thereunto

Ordered That Mr *ffox* and Mr *Bird* have Leave to go into the Country on Extraordinary Occaſions

The Order of the day being Read for the Houſe to take into further Conſideration the Report made by the Committee appointed to Conſider of that part of the Governors Speech Relating to the Capitol and the City of *Williamſburgh*

Ordered That the further Conſideration of the Said Report be Refer'd till *Monday* next

And then the Houſe Adjourned till To Morrow Morning Ten a Clock

Saturday November the 21ſt 1713.

AN Ingroſſed Bill To Enable *William Smith* Gent to Sell and Diſpoſe of certain Intailed Lands and Tenements Lying in the County of *New Kent* On Setling other Lands and Tenements Lying in *King William* County of which he is Seized in ffee To the Same Uſes was Read the Third time

Reſolved That the Bill Do paſs

Ordered

Ordered That the Perſons that prepared the Bill with two Members more Do Carry the Same To the Council and Deſire their Concurrence thereunto

And then the Houſe Adjourned Till *Monday* Morning Ten a Clock

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Monday November the 23d 1713.

MR *Holloway* (according to Order) preſented to the Houſe a Bill for preventing Frauds in Tobacco Payments and for the better Improveing the Staple of Tobacco And the Same was Received and Read the firſt time And Ordered to be Read a Second time

The Orders of the Day being Read

Reſolved That this Houſe will upon *Wedneſday* Morning next Reſolve it Self into a Committee of the whole Houſe to Conſider further of the Governors Speech

Ordered That the Conſideration of the *Act for Appointing Rangers And for Increaſing their Pay* (Refer'd to this Day) be further Refer'd Till *Wedneſday* next

The Houſe (according to Order) proceeded to take into further Conſideration the Report made by the Comittee appointed to Conſider of that part of the Governors Speech Relating to the Capitol and the City of *Williamſburgh*

And upon further Conſideration of the Said Report

Reſolved That *John Holloway Holloway* and *John Clayton* Gent be impower'd to Account with and Receive of the Truſtees for the City of *Williamſburgh* and all others Concerned All Such Sum or Sums of Money as have been by them Received for Lots taken up in the Said City And all Such Moneys as have been Lodged in the hands of any other perſon for the uſe of the Said City And that So much thereof as Shall be Neceſſary for Defraying the Charge of Reſurveying and Marking out a New the Bounds and Streets of the Said City And for Repairing the Capitol be apropriated for thoſe Purpoſes And the Remainder, if any, be to be by the Said Gentlemen Accounted for to the General Aſſembly

Ordered That a Bill be brought in upon the Said Reſolution And that the Committee of Propoſitions and Grievances Do prepare and bring in the Bill

Ordered That it be an Inſtruction to the Said Committee That theſe Gentlemen be by a Clauſe in the Said Bill Impower'd (purſuant to a former Reſolve of this Houſe) to Imploy Workmen to make Such Repaires in and about the Said Capitol as by them ſhall be thought Convenyent and neceſſary

And alſo that it be an Inſtruction to the Said Committee that it be provided in the Said Bill That if the Charge of Repairing the Capitol be greater than the Moneys appropriated for that purpoſe will pay and Satisfy that what Such Appropriated Moneys ſhall fall Short of Such payment And ſhall be Advanced by the Gentlemen Impower'd to imploy Workmen for the making Such Repairs Shall be Reimburſed and paid back to them out of the Moneys ariſing by the Dutys on Liquors and Slaves

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock

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Tueſday November the 24th 1713.

A BILL for preventing Frauds in Tobacco payments and for the better improving the Staple of Tobacco was Read a Second time

The Houſe Agreed to proceed to the Conſideration of the Said Bill Paragraph by Paragraph

And upon Conſideration of the firſt Paragraph of the Said Bill, after a Debate, the Queſtion was put, That the Said Paragraph be Agreed to without any Amendments

It paſſed in the Negative And thereupon

Ordered That the Said firſt Paragraph be Commited for Amendments

And

And a Committee was Appointed for that purpoſe (to wit) Mr *Waller* Mr *Meriwether* Mr *Bouſh* Mr *Tully Robinſon* and Mr *Gouldman* And they have power to call to their Aſſiſtance any of the Clerks in the Service of the Houſe

Ordered That the Conſideration of the other Paragraphs of the Bill be Refer'd till the Amendments to the firſt Paragraph be Reported

And then the Houſe Adjourned till To Morrow Morning Ten a Clock

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Wedneſday November the 25th 1713.

MR *Waller* Reported from the Committee to whom the firſt Paragraph of the Bill for preventing Frauds in Tobacco Payments And for the better Improveing the Staple of Tobacco was Commited That they had made Several Amendments to the Paragraph which they had Directed him to Report to the Houſe which he Read in his place and afterwards Delivered in at the Table where the Same were Read, and the Queſtion being put, That the Amendments be agreed to

It paſſed in the Negative

And the Said firſt Paragraph being Read Amendments were made by the Houſe to the Paragraph

Ordered That the Conſideration of the other Paragraphs of the Said Bill be Refer'd till To Morrow

The Orders of the Day being Read

Reſolved That this Houſe will upon *ffriday* morning next Reſolve it Self into a Committee of the whole Houſe to Conſider further of the Governors Speech

Ordered That the Conſideration of the Continuance of the *Act for appointing Rangers And for Increaſing their pay* (Refer'd to this Day) be further Refer'd till *ffriday* next

And then the Houſe Adjourned till To Morrow Morning Ten a Clock

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Thurſday November the 26th 1713.

THE Houſe (according to Order) proceeded to take into Conſideration the Several Clauſes and Paragraphs of the Bill for preventing frauds in Tobacco payments And for the better Improveing the Staple of Tobacco which were not Commited And the Same being Severally Read and Conſidered Several Amendments were made by the Houſe to the Bill

Ordered That the Bill with the Amendments be Ingroſſed

And then the Houſe Adjourned till To Morrow Morning Ten a Clock

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Friday November the 27th 1713.

MR *Samuel Harwood* moving for Leave to go into the Country on Extraordinary Occaſions till *Tueſday* next Leave is accordingly given him

Mr *Soane* moving for Leave to be abſent till *Munday* next Leave is accordingly given him

Ordered That Mr *Walk* and Mr *Simons* have Leave to go into the Country on Extraordinary Occaſions

An Ingroſſed Bill for preventing ffrauds in Tobacco payments and for the better Improveing the Staple of Tobacco was Read the third time

Reſolved That the Bill do paſs

Ordered That Mr *Holloway* and Nine Members more do Carry the Bill to the Council and deſire their Concurrence thereunto

A Meſſage from the Council by Mr *Robertſon* That the Council have Agreed to the Bill Entituled *an Act To Enable* William Smith *Gentleman to ſell and Diſpoſe of certain Intailed*

Intailed Lands and Tenements Lying in the County of New Kent *On Setling other Lands and Tenements lying in* King William *County of which he is Seized in ffee to the Same Uſes* with an Amendment to which they Deſire the Concurrence of this Houſe

And that the Council have made Sundry Amendments to the Bill Entituled an *Act to Reſtrain the keeping too Great a Number of Horſes and Mares* to which they alſo Deſire the Concurrence of this Houſe

The Houſe proceeded to take into Conſideration the Amendment made by y^e^ Council To the Bill Entituled *an Act to Enable* William Smith *Gentleman to Sell and Diſpoſe of certain Intailed Lands and Tenements Lying in the County of* New Kent *on Setling other Lands and Tenements lying in* King William *County of which he is Seized in ffee to the Same Uſes* And the Same being Read was agreed unto by the Houſe.

And the Amendments propoſed by the Council to the Bill Entituled *an Act to Reſtrain the keeping too Great a Number of Horſes and Mares* were Read and Some of the Amendments were agreed unto and others diſagreed unto And a New Clauſe was Added by the Houſe to the Bill

Ordered That the Committee of Propoſitions and Grievances Do Carry the Bill to the Council and Acquaint them that this Houſe have Agreed to Some of the Amendments by them Propoſed to the Said Bill And to others have Diſagreed And have Added a New Clauſe to the Bill And deſire their Concurrence thereunto

The Orders of the Day being Read

Reſolved

That this Houſe will upon *Munday* Morning next Reſolve it Self into a Committee of the whole Houſe to Conſider further of the Governors Speech

Ordered That the Conſideration of the Continuance of the *Act for Appointing Rangers and for Increaſing their Pay* (Refer'd to this Day) be further Refer'd till *Munday* next

And then the Houſe Adjourned till To Morrow Morning Ten a Clock

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Saturday November the 28^th^ 1713.

MR *Holloway* (according to Order) preſented to the Houſe a Bill to Impower *John Holloway* and *John Clayton* Gentlemen to Receive of the Truſtees for the City of *Williamſburgh* And of all other Perſons whatſoever All Moneys by them Received for Lots of Land and otherwiſe for the benefit of the Said City And to Apply Such Moneys to certain Uſes And the Same was Received and Read the firſt time And Ordered to be Read a Second time

And then the Houſe Adjourned till *Monday* Morning Ten a Clock

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Monday November the 30^th^ 1713.

A PETITION of *Miles Cary* Clerk of the Committee for Publick Claims was preſented to the Houſe and Read Praying that he may have Leave to go into the Country for Recovery of his health Leave was accordingly given him Till *ffriday* next

M^r^ *Eskridge* Reported from the Committee for Publick Claims That the Said Committee had taken into Conſideration the Several claims to them Refer'd And therein had Agreed upon Several Reſolutions which they had Enter'd into a Book called the Book of Reports of the Committee for Publick Claims which he preſented to the Houſe And the Same was Received

Ordered That the Said Book of Reports be taken into Conſideration To Morrow Morning

A Bill to Impower *John Holloway* and *John Clayton* Gent to Recieve of the Truſtees for the City of *Williamſburgh* And of all other perſons whatſoever All Moneys by them Received

Received for Lotts of Land and otherwiſe for the benefit of the Said City and to apply Such Moneys to certain uſes was Read a Second time and comited

The Orders of the Day being Read for the Houſe to Reſolve it Self into a Committee of the whole Houſe to Conſider further of ye Governors Speech

And for the Conſideration of the Continuance of the *Act for Appointing Rangers And for Increaſing their Pay*

Ordered That the Committee of Propoſitions and Grievances with ffour Members more wait upon the Governor and know his pleaſure in Relation to the Rangers And the Settlement of the Indians mentioned in his Speech

Mr *Holloway* Acquainted the Houſe That the Governor having (according to Order) been waited upon to know his pleaſure concerning the Rangers And the Settlement of the Indians. His Honour was pleaſed to Say he would Send his Anſwer as Soon as poſſible.

Reſolved That this Houſe will (when they know the Governors answer) Reſolve it Self into a Committee of the whole Houſe to Conſider further of his Honours Speech

Ordered That the Conſideration of the Continuance of the *Act for Appointing Rangers And for Increaſing their pay* (Refer'd to this day) be further Refer'd till the Governors Anſwer be Sent down

And then the Houſe Adjourned till To Morrow Morning Ten a Clock

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Tueſday December 1ſt 1713.

THE Houſe (according to Order) proceeded to take into Conſideration the Book of Reports of the Committee for Publick Claims And the Same was Read and with Some Amendments Agreed to by the Houſe And the uſual Allowance to the Officers of the Aſſembly were Added by the Houſe to the Book

Ordered That the Committee for Publick Claims do Carry the Book to the Council and deſire their Concurrence thereunto

A Meſſage from the Governor by Mr *Robertſon*

Mr *Speaker*

I am Commanded by the Governor to Return to this Houſe a Written Meſſage in Anſwer to the Meſſage ſent yeſterday by this Houſe to his Honour And he preſented the Same to the Houſe

Mr *Robertſon* alſo Acquainted the Houſe that the Council have Agreed to the Bill Entituled *an Act for Dividing St Marys Pariſh* with ſome Amendments To which the Council Deſire the Concurrence of this Houſe

The written Meſſage from the Governor was Read as followeth *Viz*t

Mr Speaker And Gentlemen of the Houſe of Burgeſſes

At the Opening of this Seſſion I gave you to underſtand that there was a Treaty on foot for Securing the Frontiers and expected Ere now to have been able to lay it before you: but the Indian Deputys who came hither to beg for a Peace, And promiſed to Return with Such others of their chief Men as Should be fully Impowered to Agree to the Articles and Terms upon which it Should be thought reaſonable to conclude it, have neither come in according to the time appointed nor Signifyed to me whether they ever Deſign it So that I can at this preſent Acquaint you with no other Matters relateing to thoſe Indians than what I am Informed of by the Letter which I herewith Send you. And Since it thereby appears that theſe Indians are very Numerous and come down very near our Frontiers I can by no means Adviſe you to Diſcontinue the Rangers at this time or before Some other Meaſures be taken for the Security of the Country, And as Matters have fallen out I do not See that the Settlements I propoſed can be conveniently compaſſed During this Seſſion of Aſſembly Wherefore if you have any Confidence in my Management and Shall think it Adviſeable to put in Such a Clauſe in the new Rangers Bill as may impower me to Diſband at any time all or So many of the Rangers

as

as I pleaſe And to Apply what you Appropriate for their pay to any other Service as I ſhall Judge to be more for the Security of the Frontiers I ſhall then endeavour to lay hold of all Occaſions for the better protection of your Outward Inhabitants And Do now Aſſure you that the two Points I will have in View ſhall be the Leſſening the preſent charge for future Years And the Setling the Indian Trade So as it may be free and Open to all perſons.

A: Spotſwood

Ordered That the Said Meſſage Do Lye upon the Table

M^r *Holloway* Reported from the Committee to whom the Bill to Impower *John Holloway* and *John Clayton* Gentlemen to Receive of the Truſtees for the Citty of *Williamſburgh* And of all other perſons whatſoever All Moneys by them Received for Lots of Land and Otherwiſe for the benefit of the Said City And to Apply Such Moneys to certain Uſes was Committed That they had made Several Amendm^ts to the Bill And an Amendment to the Title of the Bill which they had Directed him to Report to the Houſe which he Read in his place and afterwards Delivered in at the Table where the Same were Read and Agreed unto by the Houſe and Some other Amendments were made by the Houſe to the Bill

Ordered That the Bill with the Amendments be Ingroſſed

The Orders of the day being Read

Reſolved That this Houſe will to Morrow Morning proceed to take into Conſideration the Governors written Meſſage together with thoſe parts of the Governors Speech not yet Conſidered And alſo the Continuance of y^e *Act for Appointing Rangers and for Increaſing their pay*

And then the Houſe Adjourned till To Morrow Morning Ten a Clock

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Wedneſday December the 2^d 1713.

AN Ingroſſed Bill to Impower *John Holloway* and *John Clayton* Gentlemen to Receive of the Truſtees for the City of *Williamſburgh* And of all other perſons whatſoever All Moneys by them Received for Lots of Land and otherwiſe for the benefit of the Said City And the Sum of Two hundred and One pounds Nine Shillings and Nine pence of *Robert Carter* Eſquire And to apply Such Moneys to certain Uſes was Read the third time

Reſolved That the Bill do paſs

Ordered That the Committee that prepared the Bill Do Carry the Same to the Council And deſire their Concurrence thereunto

The Houſe (according to Order) proceeded to take into Conſideration the Governors written Meſſage of yeſterday Together with thoſe parts of his Honours Speech not yet Conſidered And alſo the Continuance of the *Act for Appointing Rangers And for Increaſing their pay*

Reſolved Nomine Contradicente

That a Bill be brought in for Continuing the *Act for appointing Rangers And for Increaſing their Pay* And that the Governor be Impowered by the Said Bill to Diſband at any time all or So many of the Rangers as he Shall think fit And Apply what ſhall be Appropriated for their Pay to any other Service as his Honour ſhall Judge to be more for the Security of the ffrontiers

Ordered That the Committee of Propoſitions and Grievances Do prepare and bring in the Bill

A written Meſſage from the Governor by M^r *Robertſon*

M^r *Speaker and Gentlemen of the Houſe of Burgeſſes* *December* the 2^d 1713.

I am Commanded by her Majeſtys Inſtructions to Tranſmit yearly an Account of all Births Chriſtnings and Burialls within this Colony And there is an Act of Aſſembly paſſed in the year 1661 which Enjoyns Pariſhoners to make Such Returns And the Pariſh Clerks

Clerks to keep Such Regiſters But Seeing People look upon that Law to be obſolete that notwithſtanding the Precepts I have Sometime ago Sent into the Several Countys of this Government for the Due obſervance thereof I cannot obtain any juſt or regular Liſts from thoſe Clerks Wherefore I hope you will Agree with me that a Law ſhould now be made whereby I may be for the future Enabled to Comply with her Majeſtys Orders in that behalf

I take this Occaſion to let you know that having Repreſented the Caſe of thoſe perſons who took up large Tracts of Land in expectacon of Grants upon the terms mentioned in Some former Laws I find by the Letters I have lately Received that there is not any Likelyhood of her Majeſtys Receding from the terms of her Inſtructions given me for paſſing future Grants of Lands but Since as well the Gentlemen of the Council as others having pretentions to large Tracts of Land Seem Satisfyed that an Explanation of that Inſtruction according to the Bill Sent you laſt Seſſion would be very much for the Eaſe of the Subject And is well Suited to the Circumſtances of the Country You have it now in your power to paſs her Majeſtys Inſtruction into a Law (according to her Majtie gracious permiſſion) with Conditions not only practicable but Advantageous for the People you Repreſent Otherwiſe I am obliged Strictly to purſue the purport of that Inſtruction which muſt be Deemed as Valid as the Charter and a Standing Rule to me

A: Spotſwood

The Houſe proceeded to the Immediate Conſideration of the Said Meſſage and thereupon.

Reſolved That a Bill be brought in upon the Subject Matter of the firſt Paragraph of the Said Meſſage

Reſolved That a Bill be brought in upon the Subject Matter of the other Paragraph of the Said Meſſage

Ordered That the Committee of Propoſitions and Grievances Do prepare and bring in the Bills

A Meſſage from the Council by Mr *Robertſon*

That the Council having now under Conſideration the Bill ſent up from this Houſe for preventing ffrauds in Tobacco payments and for the better Improveing the Staple of Tobacco and finding therein Some Clauſes of the meaning of which they are deſirous to be more clearly Satisfied And that there are other parts of the Bill to which they intend to propoſe Some Amendments therefore in Order to the well finiſhing a Bill of So Great benefit to ye Country the Council Deſire a ffree Conference with this Houſe upon the Subject Matter of the Said Bill

Reſolved That this Houſe Do Agree to the ffree Conference Deſired by the Council

Ordered That Mr *Holloway* with ffive Members more do go to the Council and Acquaint them that this Houſe have Agreed to the Conference by them deſired

Mr *Holloway* Reported that (according to Order) the Council have been Acquainted that this Houſe have Agreed to the Conference by them Deſired

A Meſſage from the Council by Mr *Robertſon*. That the Council have appointed Three of their Members to Meet Such a Number of Burgeſſes as this Houſe ſhall think fit to Manage the Conference upon the Subject Matter of the Bill for preventing ffrauds in Tobacco payments And for the better Improveing the Staple of Tobacco And that the Managers for the Council will be ready in the Conference Room To Morrow at twelve a Clock

Mr *Holloway* Mr *William Robinſon* Mr *Eskridge* Mr *Soane* Mr *Chriſtopher Robinſon* and Mr *Waller* were Appointed Managers for the Houſe in the Said Conference And Ordered to meet the Council according to their Appointment

And then the Houſe Adjourned till To Morrow Morning Ten a Clock.

Thurſday

Thurſday December the 3^{d} 1713

MR *Holloway* Reported That the Managers appointed by this Houſe have (according to Order) had a ffree Conference with the Managers for the Council upon the Subject Matter of the Bill Entituled *an Act for preventing ffrauds in Tobacco payments and for the better improveing the Staple of Tobacco* And that the Council had propoſed Several Amendments to the Bill And offered their reaſons for thoſe Amendments And had Delivered to him the Amendments in Writing which he preſented to the Houſe And the Same were Received And the Title thereof was Read

Ordered That the Said Amendments be taken into Conſideration to Morrow Morning

M^{r} *Holloway* (according to Order) preſented to the Houſe a Bill for Continuing *an Act for Appointing Rangers And an Act to Continue an Act for AppointingRangers And for Encreaſing their pay and alſo to Impower the Lieu^{t}. Governor to Diſband the Rangers and to Apply the Pay appropriated for them to any other uſe which he ſhall think fit for the better Security of the ffrontiers* And the Same were Received and Read the firſt time And Ordered to be Read a Second time

And then the Houſe Adjourned till To Morrow Morning Ten a Clock

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Friday December the 4th 1713.

THE Houſe proceeded to take into Conſideration the Amendments propoſed by the Council To the Bill Entituled *an Act for Dividing S^{t}* Marys *Pariſh* And the Same was Read And Agreed to by the Houſe

Ordered That the perſons that prepared the Bill Acquaint the Council that this Houſe have Agreed to the Amendments propoſed by their Honours to the Said Bill.

A Bill for Continuing *an Act for Appointing Rangers And an Act to Continue an Act for Appointing Rangers and for Increaſing their pay And alſo to Impower the Lieu^{t}. Governor to Diſband the Rangers And to Apply the Pay appropriated for them to any other uſe which he ſhall think fit for the better Security of the ffrontiers* was Read a Second time

Ordered That the Bill be Ingroſſed

The Houſe (according to Order) proceeded to take into Conſideration the Amendments propoſed by the Council to the Bill Entituled *an Act for preventing frauds in Tobacco payments And for the better Improveing the Staple of Tobacco* And the Same were Read and Some of the Said Amendments were Agreed unto And Some diſagreed unto and a new Amendment was propoſed by the Houſe to the Bill

Reſolved That the Council have Leave to Amend the Bill according to the Amendment propoſed by this Houſe

Ordered That the Managers for the Houſe in the Conference yeſterday upon the Subject Matter of the Said Bill Do acquaint the Council with the proceedings of this Houſe upon the Said Amendments

A Meſſage from the Council by M^{r} *Robertſon*. That the Council do Inſiſt on one of the Amendments by them propoſed to the Bill Entituled *an Act to Reſtrain the keeping too Great a Number of Horſes and Mares* and Do Recede from their other Amendments And have Agreed to Some of the Amendments propoſed by this Houſe to the Bill And to Some have Diſagreed And have propoſed new Amendments to the Bill And he preſented to the Houſe a Paper relating thereto

Ordered That a Bill be brought in for Supply of certain Defects found in an Act Entituled *an Act for Laying a Duty on Liquors and Slaves* And that M^{r} *Eskridge* M^{r} *Chriſtopher Robinſon* M^{r} *Bouſh* M^{r} *Waters* and M^{r} *Curle* Do prepare and bring in the Bill.

An

An Ingroſſed Bill for Continuing *an Act for Appointing Rangers And an Act to Continue an Act for Appointing Rangers and for Increaſing their pay And alſo to impower the Lieu! Governor to Diſband the Rangers And to Apply the Pay Appropriated for them to any other uſe which he Shall think fit for the better Security of the ffrontiers* was Read the third time

Reſolved That the Bill do paſs

Ordered That the perſons that prepared the Bill Do Carry the Same to the Council and Deſire their Concurrence thereunto

Mr *Holloway* (according to Order) preſented to the Houſe a Bill for Regiſtering Births Chriſtnings and Burialls And the Same was Received and Read the firſt time and Ordered to be Read a Second time

Then the Houſe took into Conſideration the Councils Meſſage and Paper relateing to the Amendments propoſed to the Bill Entituled an *Act to Reſtrain the keeping too Great a Number of Horſes and Mares* And the Same was Read and Agreed unto by the Houſe.

And then the Houſe Adjourned till To Morrow Morning Ten a Clock

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Saturday December the 5th 1713.

MR *Holloway* (according to Order) preſented to the Houſe a Bill Declaring what Shall be Accounted a Sufficient Seating and Planting of Lands already Granted or hereafter to be taken up and Patented And ye Same was Received and Read the firſt time And Ordered to be Read a Second time

A Bill for Regiſtering Births Chriſtnings and Burialls was Read a Second Time.

Ordered That the Bill be Ingroſſed

And then the Houſe Adjourned till *Monday* Morning Ten a Clock.

Monday December the 7th 1713.

A BILL Declaring what Shall be Accounted a Sufficient Seating and Planting of Land already Granted or hereafter to be taken up and Patented was Read a Second time and committed

A Meſſage from the Governor by Mr *Robertſon*

Mr *Speaker*

I am Commanded by the Governor to Deliver to this Houſe his Honours written Meſſage concerning the Money appropriated the Laſt Seſſion of Aſſembly for the Relief of *North Carolina* together with Some Accounts and Vouchers relating thereto And he preſented the Same to the Houſe

An Ingroſſed Bill for Regiſtering Births Chriſtnings and Burialls was Read the Third time And an Amendment was made by the Houſe to the Bill

Reſolved That the Bill Do paſs

Ordered That the perſons that prepared the Bill Do Carry the Same to the Council and Deſire their Concurrence thereunto

Then the written Meſſage from the Governor was Read as followeth *viz!.*

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

I herewith Send you a particular Accompt of what has been expended out of the Sum you appropriated laſt Seſſion for the Relief of *North Carolina* and as the proper Vouchers that accompany it may Sufficiently teſtify that there has been no Fraud So I am perſwaded each Article will Shew that there has been neither Extravigance nor negligence in the Diſburſements And I can can further Aſſure you that very material Expence has been allways firſt Reſolved of in Council.

I have not only Supplyed that Diſtracted Province with more Clothing than their Preſident asked and furniſhed whatever Ammunition and Stores of Warr he wrote for but have alſo preſſed that Government by repeated Letters to give me a Meeting at Such time and place as their Preſident ſhould think convenient in Order to concert the moſt effectual meaſures for our Aſſiſting them; and even at laſt to urge them to it, I undertook in the Depth of Winter a Journey to *Southkey* but it was thought fiting to Send to meet me there only two perſons who had no other powers than to Receive the Cloathing and to hear what I had to propoſe And thoſe Deputys plainly Declared that if I Marched any Men to their Aſſiſtance I was not to Expect from their Country and Proviſions for them, And that tho their Aſſembly by their Addreſs (which moved you Gentlemen of the Houſe of Burgeſſes to Grant the Supply laſt Seſſion) had Solemly promiſed to provide the Same, yet would not their Government agree to give the leaſt Security for reimburſing me if I did find out means to furniſh Proviſions. Thus have I been neceſſitated to confine my undertakings againſt the *Tuſcarora* Indians to this Side of *Roanoak* River where I might have it in my Power to Subſiſt the men that were Commanded out. And as I have in this Service chiefly made uſe of the Rangers who are paid by another ffund And of our Tributary Indians who are allways willing to March out for Small Rewards I have not expended half the Sum I was intruſted with: But Seeing that after all my zealous indeavours and the trouble and expences I have my Self for theſe three years laſt paſt been at in behalf of our Neighbours of *North Carolina* they have continually fruſtrated my Deſigns and put the worſt conſtruction upon them how honeſtly or Affectionatly Soever I Laid them for that Countrys Service I muſt now Deſire to Surrender my truſt not doubting but the Seven hundred and odd pounds which remain can be readily applyed for the Security and benefit of Such of her Majeſtys Subjects as will not prove ungrateſull

Ordered That the Said Meſſage together with the Accompts relating thereto be taken into Conſideration to Morrow Morning

A Meſſage from the Council by Mr *Robertſon* That the Council have agreed to the Bill Entituled an *Act for preventing ffrauds in Tobacco payments and for the better Improveing the Staple of Tobacco* with the Amendments Agreed to by this Houſe And have inſerted the Said Amendments in the Bill

Mr *Holloway* Reported from the Committee to whom the Bill Declaring what Shall be Accounted a Sufficient Seating and Planting of Land already Granted or hereafter to be taken up and Patented was Committed that the Said Committee had made Several Amendments to the Bill which they had Directed him to Report to the Houſe which he Read in his Place and afterwards Delivered in at the Table where the Same were Read and Agreed to by the Houſe

Ordered That the Bill with the Amendments be Ingroſſed

Upon a Motion of Mr *Chriſtopher Robinſon*

Ordered That it be a Note on the Journal that if by Law he ought to be Allowed by the Country for a Negroman of his named Forty Drowned in *Lancaſter* County he be not hereafter bar'd making his Claim for the Value of the Said Negro This being the Second Seſſion of Aſſembly Since the Said Negro was Drowned

And then the Houſe Adjourned till To Morrow Morning Ten a Clock.

Tueſday December the 8th 1713.

A MESSAGE by Mr *Robertſon*

Mr *Speaker*

I am Commanded by the Governor to Deliver to this Houſe a written Meſſage relateing to the Overſeer of the Governours Houſe and his Accompts and he preſented the Same to the Houſe

I am alſo Commanded by the Council to acquaint this Houſe that their Honours have Agreed to the Bill Entituled *an Act for appointing Rangers And an Act to Continue an Act for appointing Rangers and for increaſing their pay And alſo to Impower the Lieu. Governor to Diſband the Rangers And to Apply the Pay appropriated for them to any other uſe which he Shall think fit for the better Security of the Frontiers* without any Amendments

And that the Council have propoſed Some Allowances to be Added to y^e^ Book of Claims to which they Deſire the Concurrence of this Houſe

The Houſe proceeded to the Immediate Conſideration of the Councils Propoſall of Allowances to be Added to the Book of Claims And the Same was Read and Agreed to by the Houſe.

Ordered That it be Refer'd to the Committee of Claims to make the Said Allowances in the Book

Then the Houſe proceeded to the Conſideration of the Governors Meſſage of this Day And the Same was Read as followeth *Vizt*

M^r^ Speaker and Gentlemen of the Houſe of Burgeſſes

I have now Ordered the Overſeer of the Governors Houſe to Attend you with his Accompts that you may thereby obſerve the Building has been carryed on notwithſtanding no part of the Nine hundred pounds you laſt appropriated is yet Raiſed for tho the Allowing no Intereſt for that Sum might paſs for Frugall Management Yet I Judge it would Still be ill huſbandry to Suffer unfiniſhed works to Stand long expoſed And an Overſeers Sallary to Run on while nothing was Doing or at beſt to hire Workmen upon Credit And therefore where ever any Money has been wanting I have Supplyed it

What now remains to be finiſhed may in my opinion be either let out or performed by So few Workmen as the Country needs no longer be at the Expence of an Overſeer for I will take care of the Works of thoſe Gentlemen who are intruſted with the Repaires of y^e^ Capitol or Some others have the Charge of the Accompts

December the 8^th^ 1713. *A: Spotſwood*

Ordered That the Overſeer of the Governors Houſe Do lay before this Houſe his Accompts

An Ingroſſed Bill Declareing what ſhall be Accounted a Sufficient Seating and Planting of Land already Granted or hereafter to be taken up and Patented was Read the Third time And an Amendment was made by the Houſe to the Bill.

Reſolved Nemine Contradicente

That the Bill Do paſs

Ordered That the perſons that prepared the Bill Do Carry the Same to the Council and Deſire their Concurrence thereunto

The Accompts of the Overſeer of the Governors Houſe were (according to Order) preſented to the Houſe and the Same were Received

Ordered That M^r^ *Soane* M^r^ *Waller* and M^r^ *Meriwether* Do inſpect and examine the Said Accompts and Report their Opinions thereon

The Houſe (according to Order) proceeded to the Conſideration of the Governors Meſſage of Yeſterday relateing to the Moneys appropriated for the Relief of *North Carolina* And the Same was Read by M^r^ *Speaker*.

Reſolved That an Addreſs be preſented to the Governor upon the Said Meſſage

Ordered That the Committee of Propoſitions and Grievances Do prepare and bring in the Addreſs

The Houſe upon Conſideration of the Accompt of *Andrew Woodley* for Services mentioned in the Said Accompt are of Opinion that he be Allowed for the Said Services Two and Twenty ſhillings

M^r^ *Eskridge* Reported from the Committee to whom it was Refer'd to make the Allowances propoſed by the Council in the book of Claims that they had made the Same in the Book accordingly

Ordered

Ordered That the Said Committee Do Carry the Book to the Council and Acquaint them that this Houſe have Agreed to the Allowances propoſed by their Honours to be Added to the Book of Claims And that the Same are Entered in the Book

A Committee for Proportioning the Publick Levy *Vizt*

Mr *Soane*.....Mr *Eskridge*
Mr *Conway*.....and
Mr *Bouſh*.....Mr *Waller*

And then the Houſe Adjourned till To Morrow Morning Ten a Clock.

Wedneſday December the 9th 1713.

MR *Holloway* Reported from the Committee appointed to prepare an Addreſs to the Governor upon his Honours Meſſage of the Seventh Inſtant That they had prepared an Addreſs Accordingly Which they had Directed him to Report to the Houſe Which he Read in his place And afterwards Delivered in at the Table where the Same was Read and Agreed unto by the Houſe and is as followeth *Vizt*

To the Honourable Alexr Spotſwood *her Majeſtys Lieut. Governor of Virginia*
The Humble Addreſs of the Houſe of Burgeſſes
May it pleaſe your Honour

When We Conſidered your Meſſage Sent to us the Seventh of this Inſtant December We thought our Selves highly Obliged to Return your Honour the Thanks of this Houſe for the Juſt Care you have been pleaſed to take in Managing the Supplys given for the Service of *North Carolina* So Agreeably to the Intent for which they were Deſigned

We are Senſible of the zeal your Honour has Shewed to Relieve a People Repreſented to be in the moſt Deplorable State And if after the Earneſt Endeavours uſed by you to perſwade them into Meaſures for their preſervation they have been So far wanting to themſelves as unreaſonably to Slight and Neglect all Opportunitys Offered for their Security. We humbly hope her Majeſty will be So Gracious to believe her Subjects of *Virginia* have done their Duty in chearfully Offering their Aſſiſtance to their fellow Subjects in Diſtreſs

We are entirely well Satisfyed with your Honours Conduct in the Diſpoſitions you have made and the Methods We apprehend you have in View for the Security of our Frontiers And if you ſhall Judge the Neceſſarys required for Guarding the Same may be better provided by Money than the Allowance made by Law to Rangers for that Service We ſhall be willing your Honour ſhould Apply So much of the Money given for the Aſſiſtance of *North Carolina* not yet diſpoſed of as you ſhall think Neceſſary for that uſe

December the 9th 1713.

Ordered That the Said Addreſs be fairly tranſcribed and Signed by Mr *Speaker*.

Ordered That the Addreſs be preſented to the Governor by Such of the Members of this Houſe as prepared the Same with as many other Members as ſhall make the Number Twenty

Mr *Soane* Reported from the Committee to whom it was Refer'd to Inſpect and Examine the Accounts of the Overſeer of the Governours Houſe that they have accordingly Examined the Said Accompts And find the Same to be Right.

Then the Houſe proceeded to the Conſideration of that part of the Governors Meſſage of yeſterday which Relates to the ffiniſhing the Governors Houſe And the Same was Read and thereupon

Reſolved That the Governor be Deſired that he would be pleaſed to take care of Finiſhing the Work And that the Overſeer be Diſcharged

Ordered That a Clauſe be brought in to be Added to the Bill to Impower *John Holloway* and *John Clayton* Gentlemen to Receive of the Truſtees for the City of *Williamſburgh* And of all other perſons whatſoever All Moneys by them Received for Lotts of

of Land And otherwiſe for the benefit of the Said City And the Sum of Two hundred and One pounds Nine ſhillings and Nine pence of *Robert Carter* Eſquire And to Apply Such Moneys to certain uſes Alſo to Impower them the Said *John Holloway* and *John Clayton* to have the Charge of the Accompts for Finiſhing the Governors Houſe

Reſolved That what ſhall be Expended in Finiſhing that work be paid out of the Moneys Ariſing by the Dutys on Liquors and Slaves

A Meſſage from the Council by Mr *Robertſon*. That the Council have Agreed to the Book of Claims And have Obtained the Governors Aſſent thereto

And then the Houſe Adjourned till To Morrow Morning Ten a Clock

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Thurſday December the 10th 1713.

MR *Holloway* Reported that the Perſons appointed had this Day Attended the Governor with the humble Addreſs of this Houſe And that his Honour was pleaſed thereupon to Give this Anſwer *Viz:*

I thank your Houſe very kindly for this Addreſs that they put So much Confidence in me, it cannot but be very pleaſing to me that the Eye witneſſes of my Conduct approve my Management

Mr *Holloway* (according to Order) preſented to the Houſe a Clauſe to be Added to the Bill to Impower *John Holloway* and *John Clayton* Gentn to Receive of the Truſtees for the City of *Williamſburgh* And of all other perſons whatſoever All Moneys by them Received for Lots of Land and otherwiſe for the benefit of the Said City And the Sum of Two hundred and One pounds Nine ſhillings and Nine pence of *Robert Carter* Eſquire And to Apply Such Moneys to certain uſes And the Same was Received and twice Read at ye Table And agreed unto by the Houſe

Ordered That the perſons that prepared the Clauſe Do Carry the Same to the Council And Acquaint their Honours that this Houſe have Agreed that ye Said Clauſe be Added to the Bill by way of Amendment And deſire their Honours Concurrence thereunto

Mr *Eskridge* Reported that the perſons appointed had (according to Order) Proportioned the Publick Levy And that it Amounted to Twenty pounds of Tobacco ℔ Poll And he preſented to the Houſe a Book of the Proportions And the Same was Received Read and Agreed unto by the Houſe

Ordered That the perſons that proportioned the Levy Do carry the Said Book to ye Council And deſire their Concurrence thereunto.

Ordered That a Bill be brought in for Raiſing a Publick Levy And that the Committee for Proportioning the Publick Levy Do prepare and bring in the ſame

And they were Directed to withdraw immediately to prepare the Bill And they withdrew accordingly

And being Returned

Mr *Eskridge* Reported from the Said Committee that they had ꝑpared the Said Bill which he preſented to the Houſe And the Same was Received and Read the firſt time And Ordered to be Read a Second time

Reſolved and Accordingly *Ordered*

That the Several perſons to whom Money Allowances are made in ye Book of Claims be paid their reſpective Allowances out of the Moneys that ſhall Ariſe from the Acts Laying Impoſitions upon Liquors and Slaves next after the Money Appropriated this Seſſion for Finiſhing ye Governours Houſe ſhall be paid And that the ſaid Payments be made in the Order they Stand in the Said Book of Claims

A Meſſage from the Council by Mr *Robertſon*

That the Council have Agreed to the Book of Proportions and have obtained the Governors Aſſent thereunto

That

That the Council have Agreed to the Clauſe propoſed by this Houſe to be Added to the Bill Entituled *an Act to Impower* John Holloway *and* John Clayton *Gentlemen to Receive of the Truſtees for the City of* Williamſburgh *And of all other perſons whatſoever All Moneys by them Recieved for Lots of Land and Otherwiſe for the benefit of the Said City And the Sum of Two hundred and One pounds Nine Shillings and Nine pence of* Robert Carter *Eſquire And to Apply Such Moneys to certain Uſes* And have propoſed Some Amendments of their own to the Bill And an Amendment to y^e^ Title of the Bill to which they Deſire the Concurrence of this Houſe

And that their Honours have agreed to the Bill Entituled *an Act for Regiſtering Births Chriſtnings and Burialls* with ſome Amendments To which they alſo deſire the Concurrence of this Houſe

The Houſe proceeded to the Immediate Conſideration of the Said Several Amendments And the Same were Read and Agreed unto by the Houſe

Ordered That the perſons that prepared the Bills Do acquaint the Council that this Houſe have Agreed to the Amendments by them propoſed to the Said Bills.

A Bill for Raiſing a Publick Levy was Read a Second time

Ordered That the Bill be Ingroſſed

And then the Houſe Adjourned till To Morrow Morning Ten a Clock.

Friday December the 11^th^ 1713.

A BILL for Raiſing a Publick Levy was Read the Third Time

Reſolved That the Bill do paſs

Ordered That the Committee of Claims Do Carry the Bill to the Council And alſo the Reſolve of Yeſterday for Payment of the Money Allowances made in the Book of Claims And Deſire their Honours Concurrence thereunto

Ordered That M^r^ *Littlebury Epes* M^r^ *ffrancis Epes* M^r^ *Allerton* M^r^ *Conway* M^r^ *Waller* and M^r^ *Ball* Do Examine the Several Inrolled Bills with y^e^ Ingroſſed Bills

A Meſſage from the Council by M^r^ *Robertſon* That the Council have Agreed to the Reſolve of this Houſe relating to the payment of the Money Allowances made in the Book of Claims

And that the Council have propoſed Several Amendments to the Bill Entituled *an Act Declaring what ſhall be Accounted a Sufficient Seating and Planting of Lands already Granted or hereafter to be taken up and Patented* And an Amendment to the Title of the Bill to which they Deſire the Concurrence of this Houſe.

The Houſe proceeded to the immediate Conſideration of the Said Amendments And the Same were Read and Agreed unto by the Houſe

Ordered That the Committee of Propoſitions and Grievances Do Acquaint y^e^ Council that this Houſe have Agreed to the Amendments propoſed by their Honours to the Bill Entituled *an Act Declaring what ſhall be accounted a Sufficient Seating and Planting of Lands already Granted or hereafter to be taken up and Patented*

A Meſſage from the Council by M^r^ *Robertſon*. That the Council have Agreed to the Bill Entituled *an Act for Raiſing a Publick Levy* without any Amendments

And then the Houſe Adjourned till To Morrow Morning Eight a Clock

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Saturday December the 12^th^ 1713.

MR *Littlebury Epes* Reported that the perſons appointed had (according to Order) Examined the Several Inrolled Bills by the Ingroſſed Bills and that the ſaid Bills are truely inrolled

Ordered That the Gentlemen that Examined the Inrolled Bills Do carry the Same to the Council for their perusal

A Meſſage from the Council by Mr *Robertſon* That the Council have peruſed and Examined the Bills Sent up by this Houſe and are Satisfyed that the Same are truly Inrolled

A Meſſage from the Council by Mr *Robertſon*

Mr *Speaker*

The Governor Commands the Immediate Attendance of this Houſe in the Council Chamber And that you bring with you Such Bills as are ready for his Aſſent. Accordingly Mr *Speaker* with the Houſe went up to Attend the Governor in the Council Chamber where he was pleaſed to paſs the Several Bills following *Vizt*

An Act for preventing ffrauds in tobacco payments and for the better Improveing the Staple of Tobacco

An Act for Continuing an Act for Appointing Rangers And an Act to Continue an Act for Appointing Rangers and for increaſing their Pay And alſo to impower the Lieut Governor to Diſband ye *Rangers And to apply the pay appropriated for them to any other uſe which he Shall think fit for the better Security of the ffrontiers*

An Act Declaring what ſhall be Accounted a Sufficient Seating Planting Cultivation and Improving of Lands already Granted or hereafter to be taken up and Patented

An Act for Regiſtering Births Chriſtnings and Burialls

An Act to Continue an Act intituled an Act for Supply of certain Defects found in an Act preſcribing the method for appointing Sheriffs

An Act for Continuing an Act Entituled an Act for the Regulation and Settlement of fferrys And for diſpatch of Publick Expreſſes

An Act for Reviving and Continuing an Act Entituled an Act prohibiting Seamen being Harboured or Entertained on Shoar

An Act to Reſtrain the keeping too Great a Number of Horſes and Mares

An Act to Impower John Holloway *and* John Clayton *Gent to Recieve of the Truſtees for the City of* Williamsburgh *And of all other perſons whatſoever All Moneys by them Recieved for Lots of Land and otherwiſe for the benefit of the Said City And the Sum of Two hundred and One pounds Nine Shillings and Nine pence of* Robert Carter *Eſq*r *And to Apply Such Moneys to certain uſes. And alſo Impowering them to keep the Accompts of the Governors Houſe and Directing the finiſhing of the Same*

An Act for Raiſing a Publick Levy

An Act for Dividing St Marys *Pariſh*

An Act to enable William Smith *Gentleman to Sell and Diſpoſe of certain Intailed Lands and Tenements Lying in the County of* New Kent *On Setling other Lands and Tenements Lying in* King William *County of which he is Seized in ffee to the Same uſes.*

75-76

JOURNAL

OF THE

HOUSE OF BURGESSES.

AT A

GENERAL ASSEMBLY

Begun at the Capitol the Twenty Second Day of *October* in the Eleventh Year of the Reign of her late Majeſty Queen ANN And in the Year of Our Lord 1712 And thence Continued by Several Prorogations to the Sixteenth Day of *November* in the Frſt Year of the Reign of Our Sovereign Lord GEORGE by the Grace of God of *Great Brittain ffrance* and *Ireland* King Defender of the faith &c Annoq$_{3}$ Dom^{i} 1714.



RICHMOND, VIRGINIA.

MCMXI.

JOURNAL

of the

HOUSE OF BURGESSES.

Tueſday November the 16th 1714.

MR *Speaker* and the Members preſent to the Number of One and Thirty having taken the Oaths and made and Subſcribed the Declaration according to the Laws made for thoſe purpoſes and having taken the Oath of a Burgeſs met in the Houſe

Ordered That the Houſe be called over to Morrow Morning.

And then the Houſe Adjourned Till To Morrow Morning Ten a Clock.

Wedneſday November the 17th 1714.

SEVERAL other Members having taken the Oaths and made and Subſcribed the Declaration according to the Laws made for thoſe purpoſes And having taken the Oath of a Burgeſs were Admitted to their Places in the Houſe

Ordered That Mr *Waller* Mr *Meriwether* Mr *Armiſtead* and Mr *Barbar* wait on ye Governor and Deſire him to iſſue out a new Writt for the Electing a Burgeſs to Serve in this Aſſembly for the County of *King William* in the Room of *Henry Fox* Gentleman Deceaſed And that they alſo Deſire his Honour to iſſue out a new Writt for the Electing a Burgeſs to Serve in this Aſſembly for the County of *Elizabeth City* in the Room of *Nicholas Curle* Gentleman deceaſed

The Houſe (according to Order) was call'd over.

Ordered That the Abſence of thoſe Members that did not appear at the calling over the Houſe be Excuſed till the next time the Houſe ſhall be called over

A Petition of *Benjamin Goodwin* Clerk was preſented to the Houſe and Read Praying to be Continued Chaplain to the Houſe

Ordered That he be Continued Chaplain to the Houſe according to the Prayer of his Petition And that he give his Attendance each Morning in the Conference Room by Ten of the Clock and Read Divine Service

Ordered That *Thomas Francis Edward Dyer* and *George Rimington* be Continued Door keepers to the Houſe And that they give their Attendance accordingly

The Orders of the Houſe for the laſt Seſſion being Read at the Table

Reſolved That the Houſe Do approve the Same And that they be Continued Orders for this Seſſion

Ordered That the Said Orders Lye conſtantly upon the Table for the peruſal of the Members

Ordered That the Houſe be called over as often as Shall be thought convenient And that the Members who Shall be wanting in their Duty of Attendance be Lyable to the Cenſure of the Houſe.

Reſolved

Reſolved and accordingly *Ordered*

That it be a Standing Rule of this Houſe that Fifteen Members with the Speaker be a Sufficient Number to Adjourn.

A Committee for Elections and Priviledges

Mr *William Robinſon* Chairman

Mr *Meriwether*.....Mr *Soane*

Ordered That Mr *Miles Cary* be Continued Clerk of the Said Committee and that he give his Attendance accordingly

A Committee for Publick Claims

Mr *Buckner* Chairman

Mr *Ball*.....Mr *Littlebury Epes*

Mr *John Robinſon*.....Mr *Armiſtead*

Mr *Barbar*.....and

Mr *Chriſtopher Neal*.....Mr *Marable*

Ordered That Mr *Miles Cary* be Continued Clerk of the Said Committee And that he give his Attendance accordingly

A Committee for Propoſitions and Grievances

Mr *Holloway* Chairman

Mr *William Robinſon*.....Mr *Waller*

Mr *Meriwether*.....Mr *Gouldman*

Mr *Bolling*.....and

Mr *Soane*.....Mr *Francis Epes*

Ordered That Mr *John Clayton* be Continued Clerk of the Said Committee And that he give his Attendance accordingly

Ordered That the Committees have power to Adjourn themſelves *De Die in Diem* and to Send for Perſons Records Journals and other Papers they Shall from time to time have Occaſion of

Reſolved and accordingly *Ordered*

That all Propoſitions Grievances and Publick Claims be brought into the Houſe on this Day Seven night at furtheſt or not to be Received in this Seſſion of Aſſembly without particular Leave of the Houſe.

Ordered That the Clerk of this Houſe Publiſh the furtheſt time Set by the Houſe for Receiving Propoſitions Grievances and Publick Claims During this Seſſion by Seting up a fair Copy of the Reſolve of the Houſe made in that behalf

Ordered That the Committee of Propoſitions and Grievances Inſpect the Journal of this Houſe at the laſt Seſſion and Report to the Houſe what they find neceſſary to be taken into Conſideration this Seſſion

Ordered That the Committee for Publick Claims Inſpect the Report of the Committee of Claims at the laſt Seſſion and Report to the Houſe what they find neceſſary to be further Conſidered this Seſſion

Reſolved and accordingly *Ordered*

That all Petitions Propoſitions and Grievances Directed for the laſt Seſſion of Aſſembly And not then Conſidered be Admitted to the Conſideration of this Seſſion

Several Publick Claims from the Countys of

New Kent.....*York*

Eſſex.....and

Prince George.....*King William*

Were preſented to the Houſe and Referred to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion therein to the Houſe

Several Propoſitions from the Countys of *King William* and *Eſſex* were Read and Referr'd to the Conſideration of the Committee for Propoſitions and Grievances to Report their Opinion thereon

A Petition of the Freeholders Houſekeepers and other Inhabitants of the City of *Williamſburgh* was preſented to the Houſe, and Read Praying that the Injury Done the Streets of the Said City and the Paſture Grounds in and about the Same by Hoggs Rooting and breaking the Turf may for the future be prevented

Ordered That the Said Petition be Referr'd to the Conſideration of the Committee for Propoſitions and Grievances to Report their Opinion thereon

A Petition of *James Adams* Referr'd by the Council to the Conſideration of this Houſe was Read Praying an Allowance for being Interpreter to the *Pamonkey* and *Chiccahomony* Indians

Ordered That the Conſideration of the Said Petition be Referr'd to the Committee for Publick Claims to Report their Opinion thereon

A Meſſage from the Governor by Mr *Robertſon*

Mr *Speaker*

The Governor Commands the Immediate Attendance of this Houſe in the Council Chamber

Accordingly Mr *Speaker* with the Houſe went up to Attend the Governor

And being Returned

Mr *Speaker* Reported as followeth *Vizt*

Gentlemen In Obedience to the Governors Commands We have been to Attend him in the Council Chamber where he was pleaſed to make a Speech which was So long that I dare not pretend to acquaint you with the Contents of it by the Strength of my Memory; but for as much as I have obtained a Coppy of it I pray your favour that I may be Admitted to Read the Copy, which he Read, and is as followeth *Vizt*

Gentlemen of the Council and Houſe of Burgeſſes

We now meet under the Authority of another Sovereign, than when We were last Aſſembled

The Almighty has been pleaſed to call to his mercy our late moſt Gracious and moſt Religious Queen, but has Vouchſafed immediately to Repair that Loſs to her Subjects, by fulfilling their Deſires in the next Succeſſor and by bleſſing our Mother Country with Peace and Harmony all on a Sudden, making fears and jealouſies to Vaniſh there, and jarrs to ceaſe at the very name of *King George*

A Prince who can So happily influence the minds of his People even before his Perſonal Preſence among them Seems to be peculiarly cut out by providence for Ruling Remote Colonys: And thereupon We in theſe parts are particularly Obliged with thankful hearts to congratulate his Majeſtys Rightful and Lawful Acceſſion to the Crown

It is a moſt Senſible Pleaſure to me that the Repreſentation I have now to make of the State of the Frontiers Differs very much from that I Laid before you laſt year. No Murther, No Alarms have happened; but on the contrary, Satisfaction has been made for thoſe formerly committed, by Delivering up Some of the Guilty to Juſtice.

And it is no leſs pleaſing to me, than I conceive it may be to you, that I have been able to Reduce the charge of Guarding the Frontiers to leſs than a Third of that of the Proceeding years; beſides, I take the Security, I have provided for the Country to be of Such a nature, that if half the pains be uſed to improve it, which I have taken to Settle it, the Strength of your Barrier may with time be encreaſing and the Expence Decreaſing

For as, on the one hand, I have begun a Settlement of Proteſtant Strangers, Several Miles without our Inhabitants, more of their Country folkes might be induced to come over and Joine them if they hear theſe meet with a favourable Reception (and Sure as they are of the Same Nation with our preſent Sovereign, they are as fit to be Recommended to your benovolence as the *French* Refugees of the *Manican* Town formerly were)

So on the other hand, our Tributary Indians, whom I am Setling out with a few white men to accompany them in their Ranges, and to obſerve their Actions or Correſpondence

pondence with forreign Indians, will need no longer Such a Guard, when by the bleſſing of God they become Christians, according to a Treaty I have this year made with them, for Educating all their Children in the faith of our Church

This may perhaps to Some appear to be too remote a Conſideration but however, Since I judge the undertaking to be practicable, as well as Religious, I cannot but have it very much at heart, and it is a Sufficient encouragement to me, to think Poſterity may Reap the benefit thereof

But for a more immediate Advantage to the Colony I Recommend to your Conſultations Some Regulation of the Indian Trade: for it is not only almoſt quite loſt, but even proves Pernitious to this Dominion, upon the footing it now is. I have Diſcovered enough to convince me that the Miſchiefs We have of late years Suffered from the Indians are chiefly owing to the Clandeſtine Trade carryed on by ſome ill men, And experience Shows that it is not in the Governments power to prevent it, unleſs other meaſures be Enacted

I am but too Senſible of the Injury Done by laſt Summers Drought to the Crops of Corn and Tobacco, and think it Worthy your Conſideration how to Relieve the People, under the Streits which many of them muſt this year be, to Diſcharge their Levys.

Since your laſt Seſſion, I have Received a large quantity of Ammunition, with a Number of very good Arms and other neceſſarys of Warr, given by her late Majeſty for the Service of this Country: And your enabling me to take better care of thoſe than formerly has been of Such like Supplys, will not only be the beſt Return you can make for So generous a Gift, and a full Recompence for the pains I have taken in Solliciting and procuring it, but may alſo Render it an Eſtate of Inheritance to your Poſterity

In fine Gentlemen

It cannot but be an Advantage to *Virginia*, that the good agreement of its Aſſembly Should be among the firſt Impreſſions Received by our new Sovereign, and if there were any Danger of your being otherwiſe Diſpoſed (of which I have not at preſent the leaſt Apprehenſion) I ſhould not doubt but this Single Conſideration would be a Sufficient Motive to Harmony.

November the 17th 1714.

Reſolved That this Houſe will take the Said Speech into Conſideration to Morrow Morning

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock

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Thurſday November the 18th 1714.

MR *Holloway* from the Committee of Propoſitions and Grievances Reported That the Committee had taken into Conſideration Several of the Matters to them Referred and had agreed in a Report thereupon Which he Read in his place and afterwards Delivered in at the Table where the Same being again Read: The Houſe proceeded to the immediate Conſideration of the Said Report

And upon Conſideration of the Report of the Said Committee made upon the Petition of the Freeholders and Inhabitants of the City of *Williamſburgh* Seting forth the Damage done to the Streets of the Said City and other inconveniences to the Petitioners by the Number of Hoggs kept in and about the Said City and Praying to be Relieved therein

The Houſe agreed to the Report of the Committee *Vizt.* That the Petitioners have Leave to prepare a Bill to be brought in to prevent the Inconveniences complained of in the Said Petition

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *King William* That a Ferry may be Setled upon *Pamonkey* River from *Sweet Hall* to *Richard Richardſons*

The

The Houſe agreed to the Report of the Committee *Vizt.* That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County of *King William* That Liberty may be given to Stemm and Pack all good Tobacco as was allowed before the late Act for the Improving The Staple of Tobacco And that the Same may be Laid promiſcuouſly in hogſheads as before the making the Said Act.

The Houſe agreed to the Report of the Committee *Vizt.* That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the ſaid County of *King William* That perſons who have formerly Contracted Debts to be paid in Tobacco at certain times yet to come may be permitted to pay Such Tobacco as was lawful at the time of making Such contracts or may have Allowances made to them for paying Such Tobacco as Shall now be Judged Lawful and that by reaſon of ſmall Crops made this year Such Debtors may have further time Allowed them for payment of their Debts

The Houſe agreed to the Report of the Committee *Vizt.* That the Said Propoſition be Referred to the further Conſideration of this Committee

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *Eſſex* That no Agent may be Merchant or Factor And that longer time may be Allowed for Exporting old Tobacco than is Limitted by the Act for Improvement of the Staple of Tobacco and to prevent frauds in Tobacco payments

The Houſe agreed to the Report of the Committee *Vizt.* That the Said Propoſition be Rejected

Several Claims from the Countys of

Lancaſter.....*Middleſex*
Glouceſter.....*Surry*

Were preſented to the Houſe and Referred to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion therein to the Houſe

The Houſe being Informed That *Andrew Elmes* Doorkeeper laſt Seſſion Prayed to be Continued this Seſſion

Ordered That he be Continued Doorkeeper (according to his Prayer) And that he give his Attendance accordingly

A Petition of Several of the Inhabitants of the County of *Surry* was preſented to y^e^ Houſe and Read Praying that (ſince through the unſeaſonableneſs of the year they have not made any Tobacco) they may be Relieved touching the payment of their Public County and Pariſh Levys.

Ordered That the Said Petition Lye upon the Table till the Governors Speech be Conſidered

The Houſe (according to Order) proceeded to the Conſideration of the Governo^r^ Speech and the Same was Read.

Reſolved Nomine Contradicente

That an Humble Addreſs be preſented to his Maſeſty to Congratulate him Upon his happy Acceſſion to the Throne.

Ordered That a Meſſage be Sent to the Council to acquaint them that this Houſe have unanimouſly Reſolved that an humble Addreſs be preſented to his Majeſty to Congratulate his happy Acceſſion to the Throne And that the Houſe Deſires their H^rs^ to joyn with them in the Addreſs.

Ordered That the Committee of Propoſitions and Grievances and the Committee of Claims Do Carry the Meſſage to the Council

Reſolved Nomine Contradicente

That an Humble Addreſs be preſented to the Governor upon his Speech

Ordered

Ordered That the Committee of Propoſitions and Grievances Do prepare and bring in the Addreſs

Ordered That the further Conſideration of the Governors Speech be Referred till *Monday* next.

Mr *Holloway* Reported that the Council had been Acquainted with the Reſolve of this Houſe touching the Addreſs to be preſented to his Majeſty And that their Honours were Deſired to Joyn therein

A Meſſage from the Council by Mr *Robertſon*

That the Council are Deſirous of Joyning with this Houſe in an Humble Addreſs to his Majeſty to Congratulate him upon his happy Acceſſion to the Throne And that the Council have appointed three of their Members to be in the Conference Room at Eleven a Clock to Morrow Morning to Joyne with Such Members of this Houſe as Shall be appointed to prepare and Draw up the Same

And then he withdrew

Ordered That Mr *Holloway* Mr *William Robinſon* Mr *John Robinſon* Mr *Soane* Mr *Meriwether* and Mr *Waller* meet the Members appointed by the Council to Morrow at Eleven a Clock in the Conference Room and with them prepare and Draw up the Said Addreſs.

Some Grievances from the County of *Middleſex* Referred by the Council to the Conſideration of this Houſe were Read and Referred to the Conſideration of ye Committee for Propoſitions and Grievances to Report their Opinion thereon

A Grievance from the County of *Prince George* was Read and Referred to the Conſideration of the Committee for Propoſitions and Grievances to Report their Opinion thereon.

A Petition of Several of the Inhabitants of the County of *Glouceſter* Referr'd by the Council to the Conſideration of this Houſe was Read Praying that the Law made the laſt Seſſion of Aſſembly for the Remedying the ill State of the Tobacco Trade may be Altered in that part of it that Relates to the Tying up and Laying Streight of Stem'd tobacco in the hogſhead

A Petition of *William Brown* Referr'd by the Council to the Conſideration of this Houſe was Read Praying that Clauſe in the Tobacco Law prohibiting the Exportation of cut tobacco be moderated

Ordered That the Said Petition be Rejected

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock.

Friday November the 19th 1714.

SEVERAL Claims from the Countys of

Warwick.....*Princeſs Ann*

Norfolk.....*King* and *Queen*

Were preſented to the Houſe and Referred to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion therein to the Houſe

Several Propoſitions and Grievances from the County of *King* and *Queen* and *Princeſs Ann* were Read.

Several Propoſitions and Grievances from the Countys of *James City Charles City* and *King* and *Queen* Referred by the Council to the Conſideration of this Houſe were Read.

Ordered That the Said Propoſitions and Grievances be Referred to the Conſideration of the Committee for Propoſitions and Grievances to Report their Opinion thereon

Mr *Stanup* moving for Leave to be abſent till *Monday* next Leave is accdingly given him

A Motion being made and the Queſtion put. That a Bill be brought in to prevent the Seting on Fire and Deſtroying the Publick Store Houſes of the Agents by wicked malitious and evil Diſpoſed Perſons

It was Reſolved in the Affirmative

Ordered That the Committee of Propoſitions and Grievances Do prepare and bring in the Bill

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock.

Saturday November the 20th 1714.

A PETITION of *John Cembrough* Petitioner was preſented to the Houſe and Read Praying his uſual Allowance

A Petition of *Richard Buckner* was preſented to the Houſe and Read Praying to be Allowed for Four Copys of the Journals of the laſt Seſſion of Aſſembly and Four Copys of ye Laws made that Seſſion Delivered to the Governor And a Copy of the Said Laws given in to the Secretarys Office

Ordered That the Said Petitions be Referred to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof And Report the Same with their Opinion therein to the Houſe.

Several Claims from the Countys of *Stafford* and *Henrico* were preſented to the Houſe and Referred to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion therein to the Houſe

A Grievance from the County of *Henrico* was Read and Referred to the Conſideracon of the Committee for Propoſitions and Grievances to Report their Opinion thereon

Mr *Holloway* (according to Leave) preſented to the Houſe a Bill to prevent Hoggs rooting within the City of *Williamſburgh* and certain Adjacent places, and the Same was Received and Read the first time and Ordered to be Read a Second time

Mr *Holloway* Reported that the Perſons appointed by this Houſe with the Members appointed by the Council to prepare and Draw up an humble Addreſs to his Majeſty have prepared an Addreſs accordingly, which they had Directed him to Report to the Houſe, which he Read in his Place, and afterwards Delivered in at the Table, where the Same was Read and agreed unto by the Houſe

Ordered That Such of the Members of this Houſe as were appointed for Drawing up the Said Addreſs Do Carry the Same to the Council and Deſire their Concurrence thereunto

And then the Houſe adjourned till Monday Morning Eleven a Clock.

Monday November the 22th 1714.

MR *Holloway* from the Committee of Propoſitions and Grievances Reported That the Committee had taken into Conſideration Several of the Matters to them Referred and had agreed in a Report thereupon which he Read in his Place and afterwards Delivered in at the Table where the Same being again Read, the Houſe proceeded to the immediate Conſideration of the Said Report

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *Middleſex* Praying that it may be Enacted that no Aſſembly may Continue longer than Three years

After a Debate the Queſtion was put That the Report of the Committee be agreed to It was Reſolved in the Affirmative and thereupon

Ordered That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County of *Middleſex* That an Act may be made to prohibit any Agent for Tobacco to Trade or Purchaſe Tobacco for himſelf or any other

The

The Houſe agreed to the Report of the Committee *Vizt*

That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *King* and *Queen* Seting forth That by an Act of Parliament made in the Sixth year of the Reign of their late Majeſtys King *William* and Queen *Mary* No Parlyament ſhall continue for longer than Three years and Praying the Same Liberty may be Allowed here.

The Houſe agreed to the Report of the Committee *Vizt*

That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County That all Agents be Strictly forbid Purchaſing or Tradeing Tobacco for themſelves or any other

The Houſe agreed to the Report of the Committee *Vizt.*

That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County That the making Hedges croſs Rivers may be Probibited under a ffine And that perſons may be appointed in the Nature of Commiſſioners of Sewers in *England* to take care of the clearing Rivers

The Houſe agreed to the Report of the Committee *Vizt.*

That by Laws now in force Sufficient Remedy is provided in Such Caſes

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County That all Owners of Mill-dams now upon Great Roads or which Shall hereafter be Set upon Great Roads or over which Great Roads ſhall Lead be obliged to make Such Dams Ten foot wide in the clear at the Top

The Houſe agreed to the Report of the Committee *Vizt*

That a Bill be brought in upon the Subject Matter of the Said Propoſition

Ordered That the Committee of Propoſitions and Grievances Do prepare and bring in the Bill

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County That Goods Seized by Execution may be Sold at an Outcry

The Houſe agreed to the Report of the Committee *Vizt*

That the Said Propoſition be Rejected

And on Conſideration of that part of the Report made in theſe Words *Vizt* And the Committee taking into Conſideration the Hardſhips and Injury often times Done to Creditors by the high Valuation of Goods tendered by Debtors in Diſcharge of their Bodys when taken in Execution Are of Opinion that a Bill be brought in to Repeal that part of the Act of Aſſembly which gives Liberty to Debtors taken in Execution to tender Three times the Value of the Debt for which Judgement is obtained in Diſcharge of their Bodys.

The Houſe agreed with the Committee in that Opinion, And thereupon

Ordered That a Bill be brought in accordingly And that the Committee of Propoſitions and Grievances Do prepare and bring in the Bill

On Conſideration of the Propoſition from the Said County That the ffees of one or two Attorneys may be Allowed in Bills of Coſts

The Houſe agreed to the Report of the Committee *Vizt.*

That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County That Lands as well as Negro Slaves may be made Lyable to pay the Debts of Dead perſons after all the perſonal Eſtate ſhall be Adminiſtred

The Houſe agreed to the Report of the Committee *Vizt.*

That the Said Propoſition be Rejected

And

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County That Poſts be Set up in the yard of each County Court for Rectifying the Variation of the Compaſs

The Houſe agreed to the Report of the Committee *Vizt.*

That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County That the Surveyors may be Enabled to Recover their Fees by Diſtreſs

The Houſe agreed to the Report of the Committee *Vizt*

That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County That a Reward be given for killing Crows or a penalty on them who Do not kill Numbers of them in Proportion to their Tytheables

The Houſe agreed to the Report of the Committee *Vizt*

That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County That the Forty third Act in the Book of printed Laws which Stands Repealed may be Revived

The Houſe agreed to the Report of the Committee *Vizt.*

That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Grievance of the Inhabitants of the Several Pariſhes in the County of *Prince George* Repreſenting the Inconvenience of the preſent Diviſion of the Said Pariſhes and Praying they may be Divided by the Rivers *James* and *Appamatex*

The Houſe agreed to the Report of the Committee *Vizt*

That the Conſideration of the Said Grievance be further Referred

And upon Conſideration of the Report of the Said Committee made upon the Propoſition of the Inhabitants of the County of *Charles City* That that part of the County of *James City* which Lyes on the Weſt Side of the River *Chicohominy* may be made part of the Said County of *Charles City* And the Committee alſo Conſidering that part of the Propoſition from the County of *James City* which Propoſes That that part of the County of *James City* which Lyes on the Weſt Side of the Said River *Chicohominy* may be Added to the Said County of *Charles City*

After a Debate the Queſtion was put

That the Report of the Committee be agreed to

Reſolved in the Affirmative and thereupon

Ordered That a Bill be brought in to Divide the Said Countys of *James City* and *Charles City* by the Said River *Chicohominy.*

Ordered That the Committee of Propoſitions and Grievances Do prepare and bring in the Bill

And upon Conſideration of the Report of the Said Committee made upon the other part of the Propoſition from the Said County of *James City* Relating to the bounding the Said County

The Houſe agreed to the Report of the Committee *Vizt*

That the Same be Rejected

And upon Conſideration of the Report of the Said Committee made upon y^e^ Propoſition from the Said County of *James City* That the Law which appoints y^e^ Proceſſioning of Lands may be Explained, And that Jurors Summoned on Such Proceſſioning may be Allowed for their Attendance

The Houſe agreed to the Report of the Committee *Vizt*

That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition of Several Freeholders and Inhabitants of the County of *Princeſs Ann* That they

they may pay their Publick Dues now payable in Tobacco in Several Commoditys of the Product of this Colony to be enumerated and valued

The Houſe agreed to the Report of the Committee *Vizt.*

That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Grievance Repreſented by the Said Inhabitants of the Said County of *Princeſs Ann* That the Day for holding the Court of the Said County is appointed to be on the firſt *Monday* in every Month And praying the Same may be Altered and appointed to be on the first *Wedneſday* in every Month

The Houſe agreed to the Report of the Committee *Vizt.*

That the Perſons Repreſenting the Said Grievance have Leave to prepare and bring in a Bill for the Alteration of the Day appointed for holding the Said Court

A Bill to prevent Hoggs Rooting within the City of *Williamſburgh* and certain Adjacent Places was Read a Second time

Ordered That the Bill be Ingroſſed

The Order of the Day being Read for the Houſe to take into further Conſideration the Governors Speech

Reſolved That this Houſe will proceed to the further Conſideration of the Said Speech to Morrow Morning

Mr *Wright* Hath Leave to go into the Country on his Extraordinary Occaſions

A Petition of Mr *Secretary Cocke* (Refer'd by the Council to the Conſideration of this Houſe) was Read, Praying to be Allowed for Two Writts iſſued out of his Office for the Election of Burgeſſes to Serve in this Aſſembly

A Petition of *Chicheley Corbin Thacker* Clerk of the Secretarys Office (Referred by the Council to the Conſideration of this Houſe) was Read Praying an Allowance for Publick Services

Ordered That the Conſideration of the Said Petitions be Referred to the Committee for Publick Claims to Report their Opinion thereon

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock

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Tueſday November the 23d 1714

MR *Holloway* from the Committee of Propoſitions and Grievances Reported That the Committee had taken into Conſideration a Matter to them Referred and had agreed in a Report to be made to the Houſe thereupon which he Read in his Place and afterwards Delivered in at the Table, where the Same being again Read. The Houſe proceeded to the immediate Conſideration of the Said Report

And upon Conſideration of the Report of the Said Committee made upon the Grievance from the County of *Henrico* Seting forth That the Reward now given by Law for killing Wolves with Guns and Catching them in Traps is unequal and too great and Praying that Such Rewards may be equal and leſs

The Houſe agreed to the Report of the Committee *Vizt.*

That a Bill be brought in to Repeal that part of the Law which gives the Reward for killing of Wolves and Catching them in Traps and Pitts And that the Reward for killing Wolves or Catching them in Traps or Pitts be but One hundred pounds of tobacco for each Wolf So killed or Catched

Ordered That the Committee of Propoſitions and Grievances Do prepare and bring in the Bill

Mr *Holloway* preſented to the Houſe (according to Order) a Bill to prevent the Malitious Burning or Deſtroying the Publick Storehouſes of tobacco Agents And the Same was Received and Read the firſt time and Ordered to be Read a Second time

Ordered

Ordered That Mr *Chriſtopher Robinſon* and Mr *Fitzhugh* be Added to the Committee of Propoſitions and Grievances

A Petition of *Thomas Roberts* was preſented to the Houſe and Read Praying an Allowance for his Attendance at the laſt *April* General Court

Ordered That the Conſideration of the Said Petition be Referred to the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion therein to the Houſe.

A Meſſage from the Council by Mr *Robertſon*

That the Council have Agreed to the Addreſs To His Majeſty as paſſed this Houſe and that their Honors have Signed the Same.

Mr *Speaker* and the Members preſent alſo Signed the Addreſs.

Ordered That the Abſent Members attend in their places to Morrow Morning in Order to Sign the Said Addreſs.

A Propoſition of *George Walker* was preſented to the Houſe and Read Seting forth that he hath a Commiſſion for Searcher in the Lower Diſtrict of *James* River and hath no Sallary Annexed to that Office: Therefore Propoſes that an Allowance be made him of Twenty four pounds ℔ Ann. out of the Dutys on Liquors to Enable him to Defray the charge of a Boat and Four Hands.

After a Debate the Queſtion was put: That the Propoſition be Committed.

It paſſed in the Negative and thereupon

Ordered That the Propoſition be Rejected

Upon a Motion made

Ordered That the Committee of Propoſitions and Grievances Do inſpect the Act of Aſſembly Laying a Duty on Liquors and Slaves and Report to the Houſe wherein they find the Said Act Defective and what may be neceſſary to make the Same more Effectual

An Ingroſſed Bill to prevent Hoggs Rooting within the City of *Williamſburgh* and certain Adjacent Places was Read the Third Time

Reſolved That the Bill do paſs

The Houſe (according to Order) proceeded to the further Conſideration of ye Governors Speech and the Same was Read

Reſolved That the *Germans* Imported the laſt Spring and now Seated above the Falls of *Rappahanock* River be Exempted for Seven years from the payment of Publick County and Pariſh Levys

Ordered That a Bill be brought in on the Said Reſolution And that the Committee of Propoſitions and Grievances Do prepare and bring in the Bill

Reſolved That a Bill be brought in for the better Regulation of the Indian Trade

Ordered That the Committee of Propoſitions and Grievances Do prepare and bring in the Bill

Reſolved That it is the Opinion of this Houſe, That the laſt Crops of Corn and Tobacco were So generally Injured by the Drought of the Summer that very many perſons in this Government will be under great Streights to Diſcharge their Levys and that few will be able to pay their Tobacco Debts in Specie.

Reſolved and accordingly *Ordered.*

That it be Referr'd to the Committee of Propoſitions and Grievances to ꝑpare and bring in a Bill for Relief of the People under Such Streights and hardſhips.

Reſolved That that part of the Governors Speech Relating to the Arms Ammunition and other neceſſarys of Warr given by her late Majeſty for the Service of this Country be Referred to the Committee appointed to prepare the Bill for the better Regulation of the Indian Trade.

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock

To the Kings Moſt Excellt. Majeſty.

The humble Addreſs of the Council and Burgeſſes of the General Aſſembly of Virginia *May it Pleaſe your Majeſty*

Since

Since it hath pleaſed the Almighty to take to his Mercy our late moſt Gracious and Renowned Queen, We your Majeſtys moſt Loyal and Dutiful Subjects the Council and Burgeſſes of this your Ancient Colony and Dominion now met in General Aſſembly being truly Senſible, how happily that loſs is Repaired by your Majeſtys Rightful Lawful and Peaceable Acceſſion to the Imperial Throne of *Great Brittain* and its Dependancies Do with Hearts full of Joy embrace this firſt Opportunity of Addreſſing your Sacred Majeſty with our Congratulations on this Glorious Occaſion. Although by reaſon of our Diſtance We come among the laſt to pay this our Duty, We are Reſolved (as We have ever hitherto been Exemplary in our Loyalty) to be behind none in our zeal to your Majeſtys Perſon and Government. And the Succeſſion of the Crown in your Royal Line, Which We pray almighty God to Bleſs and Continue to all future Generations.

Wedneſday November the 24th 1714

A PETITION of the Freeholders Houſekeepers and Inhabitants of *York* Town was preſented to the Houſe and Read Seting forth the Injurys and Damage Done by Hoggs kept in and about the Said Town by Rooting up the Paſtures and Streets. And praying that a Bill may be brought in for preventing the like Inconveniencys for the future

Ordered That the Petitioners have Leave to prepare and bring in a Bill according to the Prayer of the Said Petition

A Claim of *Edward Roſs* together with Several Papers relating thereto was preſented to the Houſe and Referred to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof And Report the Same with their Opinion therein to the Houſe

A Claim of *John Broadnax* with Several Papers relating thereto was preſented to the Houſe and Referred to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion therein to the Houſe.

A Claim of *Samuel Wright* was preſented to the Houſe and Referred to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion therein to the Houſe.

A Petition of *Miles Cary* was preſented to the Houſe and Read Praying an Allowance for Drawing out (by the Governors Order) the State of the Tobacco Accounts of this Country from the 22d day of *June* 1706 to the 10th day of *November* laſt.

Ordered That the Conſideration of the Said Petition be Referred to the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion thereon to the Houſe

Ordered That a Meſſage be Sent to the Council to acquaint them that this Houſe Do Deſire a Conference with the Council upon a Matter relating to the Addreſs of the Council and Burgeſſes to his Majeſty

Ordered That Such Members of this Houſe as were appointed for preparing the Said Addreſs Do Carry the Meſſage to the Council

A Meſſage from the Council by Mr *Robertſon*

That the Council have Agreed to the Conference Deſired by this Houſe in Relation to the Addreſs to his Majeſty And that they have appointed Three of their Members to meet Such Members as Shall be appointed Managers for this Houſe (in the Conference Room) immediately

Ordered That the Members that carryed the Meſſage to the Council be Managers for the Houſe and immediately Repair to the Conference Room to meet the Managers for the Council

Mr *Holloway* Reported That the Managers for the Houſe in the Conference upon the Matter relating to the Addreſs to the King had been with the Managers for the Council and

and acquainted them with the Sence of the Houſe as to the Method propoſed by this Houſe for Delivering that Addreſs to the Governor in Order to its being tranſmitted to his Majeſty, which was that Some Members of the Council might be appointed with Some Members of this Houſe to attend the Governor to know his Pleaſure when he would be pleaſed to be waited upon by the Council and Houſe of Burgeſſes to preſent that Addreſs, And further that the Houſe concieved it to be their Right (as that Addreſs firſt proceeded from their Houſe) That the Speaker of that Houſe ſhould preſent the Same to the Governor; which Matter the Conferees for the Council Deſired they might Report to the Council; and did immediately Return and Reported That the Council had Searched their Preſidents, and did agree as to the Method Propoſed to know the Governors Pleaſure when he would be Attended And alſo that the Council did agree that if the Governour appointed to be Attended in the Council Chamber that when the Speaker and Houſe of Burgeſſes came up the Council would Stand up in their places, and that the Speaker of the Houſe of Burgeſſes ſhould Read and preſent the Addreſs to the Governor but if the Governor ſhould appoint to be Attended at the Palace, that then in regard of the Precedency of the Council they thought it their right that the Preſident of the Council Should preſent the Addreſs to the Governor. To which the Conferees of this Houſe Anſwered that they thought it would be the Sence of their Houſe to approve that method

To which Report the Houſe Agreed

A Meſſage from the Council by M^{r} *Robertſon*

That upon Report of the Conference made to the Council by their Managers, they have appointed Some of their Members (to Joyn with Such Members of this Houſe as Shall be appointed) to wait on the Governor to know his Pleaſure when he will pleaſe to be Attended with the Addreſs to his Majeſty

Ordered That the Members that were appointed Managers for this Houſe in the Conference together with the Members appointed by the Council to know the Governors pleaſure when he will be Attended with the Addreſs to his Majeſty Do know his pleaſure accordingly

M^{r} *Holloway* acquainted the Houſe that the perſons appointed by the Council and Burgeſſes have waited on the Governor to know his pleaſure when he will be Attended with the Addreſs to his Majeſty And that his Honour was pleaſed to appoint to Morrow Morning Ten a Clock in the Council Chamber

M^{r} *Holloway* Reported from the Committee appointed to draw up an humble Addreſs to be preſented to the Governor that they had drawn up an Addreſs accordingly which they had Directed him to report to the Houſe, which he Read in his place and afterwards Delivered in at the Table, where the Same being Read

Reſolved Nomine Contradicente

That this Houſe do Agree with the Committee in the Said Addreſs

Ordered That the Addreſs be fairly tranſcribed and Signed by M^{r} *Speaker*

Reſolved That the Said Addreſs be preſented to the Governor by the whole Houſe

Ordered That M^{r} *Holloway* with Seven other Members do know the Governors pleaſure when he will be Attended by this Houſe

A Bill to prevent the Malitious Burning or Deſtroying the Publick Storehouſes of Tobacco Agents was Read a Second time

After a Debate the Queſtion was put, That the Bill be Committed

It was Reſolved in the Affirmative

Ordered That the Bill be Committed to the Committee that prepared it

And then the Houſe Adjourned till to Morrow Morning Nine a Clock.

To the Honourable Alexander Spotſwood *his Maj^{ts} Lieut. Governor of* Virginia

The Humble Addreſs of the Houſe of Burgeſſes

May it pleaſe your Honour

We think our Selves Obliged in a high Degree, by the favourable Opinion you are pleaſed to Expreſs, of the good Diſpoſition of this Houſe to Unanimity in our Councels,

if

if that or whatever elſe We can do, to Demonſtrate our Loyalty to our King, may Recommend us to his favour, We ſhall Eſteem it an Ample Reward for our beſt Services

We are deeply Senſible of the loſs to this Colony, by the Death of our late moſt Gracious, and Indulgent Queen, which nothing could Repair, but the Succeſſion of So Illuſtrious a Prince to the *Britiſh* Crown, who Inheritts her Majeſtys Virtues, equally with her Kingdoms

It is Owing to your Honours prudent Adminiſtration, that our Frontiers are Secured, almoſt from the Apprehenſion of Danger, And it muſt be Attributed to your frugal Management that the Expence Should be Leſſened, when the Services are increaſed, It is from this We hope, there is a Fund Sufficient to Defray the charge of that Deſign for the preſent year; And if you Shall See reaſon to Continue that Security for any longer time, We do Aſſure your Honour, This Houſe will enable you to perform it, at leaſt for One other year

We heartily Receive the *German* Proteſtants into our Country, And as a Mark of our good Diſpoſition towards them have chearfully given them an Immunity from Taxes for Seven years, If any more of that Nation and Religion Shall find Occaſion to Settle with them, We queſtion not, they will meet with a Reception and Incouragement, Suitable to their Condition.

We cannot but approve of the Treaty, your Honour is pleaſed to acquaint us, you have made with the Indians, And muſt believe a Settlement Laid upon the Foundation of good Policy, and true Religion, will be Attended with all the bleſſings and good Succeſs that can be deſired, And it is you Sir, will have the Honour, at the Same time you Guard us from our Enemys, of enlarging the Dominion of the Chriſtian faith

We are preparing a Law for the better Regulation of the Indian Trade Recommended to us in your Honours Speech, by which We hope to prevent y^e^ evil practices of Some perſons who have been to much concerned in the Clandeſtine Management of that Trade, and to Render it more beneficial to this Colony, than in former times, by which We alſo propoſe to find proper means to preſerve the Arms and Ammunition, which her late Majeſty, by your Application was graciouſly pleaſed to beſtow upon this Country

We have under Conſideration the Damage Done to the Crops of Corn and Tobacco in the late Drought, and are endeavouring to take proper Meaſures, for the relief of Such perſons as may be Streitned thereby.

We ſhould be wanting to our Selves if We did not on this Occaſion; take Leave to Return your Honour the thanks of this Houſe, for the Labours you indefatigably have undergone, and the hardſhips and Difficultys you have been pleaſed to Expoſe your perſon to, for the preſervation of our Country from the Incurſion of the Indians The Sence We have of the Juſtice in your Adminiſtration, and the many Inſtances you have given of your zeal, in promoting the Service of our Sovereign, and Advanceing the Intereſt of this Colony, Demand our hearty prayers for your Honours health and welfare, and the long Continuance of your Government over us—

Thurſday November the 25^th^ 1714.

MR *Speaker* Reported That this Houſe together with the Council had been to wait on the Governor with their Humble Addreſs to the King: and had prayed his favour to get the Same Tranſmitted to his Majeſty with all convenient Speed: Whereupon his Honour was pleaſed to Say as followeth *Viz^t^ Gentlemen*

I ſhall always with a great deal of Readineſs and Pleaſure Convey to his Majeſty all thoſe Teſtimonys you Shall give of your Loyalty

M^r^ *Holloway* acquainted the Houſe that the Governor had been waited on to know his Pleaſure when he would be Attended by this Houſe, And that his Honour was pleaſed to Say immediately in the Council Chamber

Accordingly

Accordingly the Houſe went up to Attend the Governor, and being Returned Mr *Speaker* Reported, that he with the Houſe had been to Attend the Governor, and had preſented to him their Humble Addreſs, To which his Honour was pleaſed to give this Anſwer

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

I am glad to find that your Houſe thinks it juſt and proper to acknowledge the earneſt endeavours I have uſed to Serve this Country and particularly the pains I have this year taken for its Security

I Rejoyce at the unanimity of your proceedings and am proud to Underſtand that this Addreſs comes to me with a *Nomine Contradicente* from your Houſe I take it as the United Voices of every County in *Virginia* and Return You Gentlemen of the Houſe of Burgeſſes my very hearty thanks for the Same.

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock

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Friday November the 26th 1714.

A COMPLAINT being made to the Houſe that one *John Cottrell* of the County of *Northumberland* had publickly in the hearing of Several Perſons Spoke many Scandalous Words, highly Reflecting upon this Houſe, and arraigning their proceedings, and had alſo Spoke Contemptuouſly of the Laws of the Country and had publickly affronted and abuſed *George Eskridge* Gentleman a Member of this Houſe, in breach of the priviledge of this Houſe.

Ordered That it be Referred to the Committee of Priviledges and Elections to Examine the Matter of the Said Complaint, and to Report the Same, with their Opinion therein to the Houſe

Ordered That Mr *John Robinſon* and Mr *Waller* be Added to the Said Committee

A Petition of the Freeholders and Houſekeepers of the County of *Iſle of Wight* was by Leave of the Houſe brought in and the Said Petition was preſented to the Houſe and Read Praying that the Petitioners may be Exempted from carrying their Crop Tobacco to the Publick Storehouſes

Ordered That the Said Petition be Rejected

Several Claims from the County of *Iſle of Wight* was by Leave of the Houſe preſented, and they are by the Houſe Referred to the Conſideration of the Committee for Publick Claims to Examine the matter thereof and Report the Same with their Opinion therein to the Houſe

Mr *Holloway* Reported from the Committee to whom the Bill to prevent the Malitious Burning or Deſtroying the Publick Storehouſes of Tobacco Agents was Committed that they had made Several Amendments to the Bill which they had Directed him to report to the Houſe, which he Read in his place and afterwards Delivered in at the Table, where the Same were Read, and agreed unto by the Houſe.

A Motion being made and the Queſtion being put, That a Clauſe be Added to the Bill for continuing the Act of Aſſembly Entituled *an Act for preventing frauds in tobacco payments and for the better Improving the Staple of Tobacco for Five years, from and after the Tenth Day of this preſent* November *and from thence to the End of the then next Seſſion of Aſſembly*

It paſſed in the Negative

Ordered That the Bill with the Amendments be Ingroſſed

Mr *Walke* moving for Leave to be Abſent on Extraordinary Occaſions Leave is accordingly given him

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock

Saturday

Saturday November the 27th 1714

SEVERAL Claims from the County of *James City* were (by Leave of the Houſe) preſented and Referred to the Conſideration of the Committee for Publick Claims to examine the Matter thereof And Report the Same with their Opinion therein to the Houſe

Mr *William Robinſon* from the Committee of Priviledges and Elections Reported that the Said Committee had taken into Conſideration the Return of the Writt for Electing a Burgeſs in *King William* County in the Room of *Henry Fox* Gentleman Deceaſed and therein had come to a Reſolution which they had Directed him to Report to the Houſe which he Read in his Place and then Delivered in at the Table where being again Read. The Houſe agreed to the Said Report which is as followeth *Vizt*

Reſolved That Mr *Orlando Jones* is Duly Returned a Burgeſs to Serve in this Aſſembly for the County of *King William* in the Room of *Henry Fox* Gent deceaſed

Mr *William Robinſon* alſo Reported from the Said Committee the Matter as it appeared to them touching the Complaint againſt *John Cottrell* of the County of *Northumberland* and the Reſolutions of the Committee thereupon which he Read in his place and afterwards Delivered in at the Table where the Same were Read and agreed unto by the Houſe and are as follow

Reſolved That *John Cottrell* of the County of *Northumberland* for Speaking Scandalous Words Reflecting upon this Houſe and arraigning their proceedings and for Affronting and publickly abuſing *George Eskridge* Gentleman a Member of this Houſe is Guilty of a Breach of the priviledge of this Houſe in a high nature

Reſolved That the Said *John Cottrell* be Sent for in cuſtody of the Meſſinger of this Houſe to anſwer for the Said Offence

Reſolved That *John Haney* of the County of *Northumberland* be Sent for in cuſtody of the Meſſinger of this Houſe to Anſwer for his Offence as an Incourager and Abettor of the Said *John Cottrell*

Reſolved That *John Ingram William Jones Samuel Heath* and *John Coping* of *Northumberland* County and *Thomas Carter* of *Lancaſter* County be Sumoned as Evidences for proving the Said Offences

Ordered That Mr *Speaker* Do accordingly iſſue his Warrants upon the Said Reſolutions

Mr *Holloway* (according to Order) preſented to the Houſe a Bill to Repeal part of an Act Entituled *an Act Directing the manner of Levying Executions and for Relief of poor Priſoners for Debt*, And the Same was Received and Read the firſt time And Ordered to be Read a Second time

An Ingroſſed Bill to prevent the malitious Burning or Deſtroying the Publick Storehouſes of Tobacco Agents was Read the Third Time

Reſolved That the Bill Do paſs

Ordered That Mr *Holloway* and Eleven Members more do carry the Bill to the Council and alſo the Bill to prevent Hoggs Rooting within the City of *Williamſburgh* and certain Adjacent Places and Deſire their Concurrence thereunto

Mr *Simons* moving for Leave to be abſent Leave is accordingly given him

Mr *Samuel Harwood* hath Leave to be Abſent on his Extraordinary Occaſions till *Tueſday* next

And then the Houſe Adjourned till *Monday* Morning Eleven a Clock

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Monday November the 29th 1714

MR *Holloway* (according to Order) preſented to the Houſe a Bill to oblige Owners and Occupiers of Mills to which Publick Roads ſhall Lead to make the Dams of Such Mills Ten foot wide at the Top

A Bill to Repeal part of an Act Entituled *an Act Giving a Reward for killing of Wolves and for Leſſening Such Reward*

A Bill to Divide the Countys of *Charles City* and *James City* by the River *Chicohominy*

And the Same were Received and Read the firſt time and Ordered to be Read a Second time

Several Claimes from the County of *Elizabeth City* were (by Leave of the Houſe) preſented and they are by the Houſe Referred to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion therein to the Houſe

Ordered That Mr *Eskridge* be Added to the Committee for Publick Claims

Ordered That Mr *Allerton* and Mr *Tully Robinſon* be Added to the Committee for Propoſitions and Grievances

Ordered That Mr *Larkin Chew* be at Liberty to withdraw his Claim brought in with the Claims from the County of *Eſſex* and by this Houſe Referred to the Conſideration of the Committee for Publick Claims

A Bill to Repeal part of an Act Entituled *an Act Directing the manner of Levying Executions and for Relief of poor Priſonners for Debt* was Read a Second time

After a Debate the Queſtion was put That the Bill be Ingroſſed

It paſſed in the Negative

Ordered That Leave be given to bring in a Bill to Continue an Act Entituled *an Act to prevent Frauds in Tobacco payments and for the better Improving the Staple of tobacco* And that the Committee of Propoſitions and Grievances Do prepare and bring in the Bill

Ordered That it be an Inſtruction to the Said Committee that they take into Conſideration the unreaſonable Rents Set upon Publick Tobacco Storehouſes (if any Such Rents there be) and provide for the Remedying thereof

Ordered That it be an inſtruction to the Said Committee That they have power to Receive a Clauſe touching the Lands whereon Publick Storehouſes are built by the Proprietors of Such Lands

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock

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Tueſday November the 30th 1714

A COMPLAINT being Offered againſt Mr *George Marable* a Member of this Houſe The Queſtion was put that he withdraw till the Complaint be made

Reſolved in the Affirmative

And he withdrew accordingly

Then the Complaint being made that the Said *George Marable* did yeſterday in a Debate in the Houſe utter many undecent and Reflecting Speeches againſt Several Members of this Houſe then preſent in breach of the Rules of the Houſe

Ordered That the Rules be Read

And they were Read at the Table accordingly

Reſolved That Mr *Marable* is Guilty of a Breach of the Rules of the Houſe

Ordered That he be immediately called to the Bar of the Houſe to Explain his meaning touching thoſe undecent and Reflecting Speeches

And being called in Mr *Speaker* Acquainted him with Complaint made againſt him and the Reſolution of the Houſe thereupon

Mr *Marable* at the Bar Declared that he intended no Reflection by any Words or Speeches by him uttered in that Debate, And then withdrew

And the Queſtion being put That Mr *Marable* be Admitted to his place in the Houſe without further Cenſure

It was Reſolved in the Affirmative

Mr *Holloway* (according to Order) preſented to the Houſe a Bill to Continue An Act Entituled *an Act for preventing frauds in Tobacco payments and for the better Improving*

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ing the Staple of Tobacco, And the Same was Received and Read y^e^ firſt time And Ordered to be Read a Second time

A Petition of *Samuel Boush* Agent for the County of *Norfolk* Referred by the Council to the Conſideration of this Houſe was Read Praying Relief againſt the unreaſonable Rents Set on the Publick Store houſes appointed to be built at the Branch Bridge in the Said County

Ordered That the Conſideration of the Said Petition be Referred to the Committee of Propoſitions and Grievances to Report their Opinion thereon

A Bill to Oblige Owners and Occupiers of Mills to which Publick Roads Shall Lead to make the Dams of Such Mills Ten foot wide at the Top: was Read a Second time

Ordered That the Bill be Ingroſſed

A Bill to Repeal part of an Act Entituled *an Act Giving a Reward for killing of Wolves And for Leſſening Such Reward* was Read a Second time

Ordered That the Bill be Ingroſſed

A Bill to Divide the Countys of *Charles City* and *James City* by the River *Chicohominy* was Read a Second time

Ordered That the Bill be Ingroſſed

A Petition of *Lewis Conner* of the County of *Norfolk* was preſented to the Houſe and Read Praying that Leave may be given to bring in a Bill to Confirm an Exchange of Lands made between Some ffree Negros of that County and the Petitioner

Ordered That the Conſideration of the Said Petition be Referred to a Committee to Examine the Allegations thereof And Report the Same with their Opinion thereon to the Houſe

And a Committee was appointed for that purpoſe (to wit) M^r^ *Holloway* M^r^ *Eskridge* M^r^ *Boush* M^r^ *Tully Robinſon* and M^r^ *Meriwether* And they have power to prepare and bring in a Bill according to the Prayer of the Said Petition if they think fit

Ordered That it be Referred to the Said Committee to Inſpect the Law relating to the Seting Negros free and Report to the Houſe what they find neceſſary thereupon

A Claim of *Catherin Guy* was preſented to the Houſe and Referred to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion therein to the Houſe

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock

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Wedneſday December the 1^ſt^ 1714.

MR *Buckner* (according to Leave) preſented to the Houſe a Bill to prevent Hoggs belonging to the Inhabitants of *York* Town going at large within the Limitts of the Said Town: And the Same was Received and Read the firſt time And Ordered to be Read a Second time

A Bill to Continue an Act Entituled *an Act For preventing frauds in Tobacco payments and for the better Improving the Staple of Tobacco,* was Read a Second time And Several Amendments were made by the Houſe to the Bill

Ordered That the Bill with the Amendments be Ingroſſed

Thurſday December the 2^d^ 1714.

AN Ingroſſed Bill to Continue an Act Entituled *an Act For preventing Frauds in Tobacco Payments and for the better Improving the Staple of Tobacco* was Read the Third time

Reſolved That the Bill Do paſs

An Ingroſſed Bill to Oblige Owners and Occupiers of Mills to which Publick Roads ſhall Lead to make the Dams of Such Mills Ten foot Wide at the Top was Read the Third time

Reſolved

Reſolved That the Bill do paſs

An Ingroſſed Bill to Repeal part of an Act Entituled *an Act Giving a Reward for killing of Wolves and for Leſſening Such Reward*: was Read the Third time

Reſolved That the Bill do paſs

An Ingroſſed Bill to Divide the Countys of *Charles City* and *James City* by the River *Chicohominy* was Read the Third time

Reſolved That the Bill do Paſs

Ordered That Mr *Holloway* Do carry the Bills to the Council and deſire their Concurrence thereunto

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock

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Friday December the 3d 1714

THIS Houſe being Informed that ſeveral Gentlemen of the Clergy attended with a Meſſage, they were called in. And Delivered their Meſſage in theſe Words

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

We are Sent from the Convention of the Clergy with their hearty thanks for the favours of this Houſe, more particularly for making the Law to prevent Frauds in Tobacco Payments, by which We are Senſible our Sallarys will be much more Valuable. We beg the Continuance of the favour of this Houſe, And pray to God for the good Succeſs of all your proceedings

And then they withdrew

Mr *Conway* on Motion hath Leave to go into the Country on his Extraordinary Occaſions

A Meſſage from the Council by Mr *Robertſon*

That the Council have made Several Amendments to the Bill Entituled *an Act to prevent the malitious Burning or Deſtroying the Publick Storehouſes of Tobacco Agents*

And alſo to the Bill Entituled *an Act to prevent Hoggs Rooting within the City of* Williamſburgh *and certain Adjacent Places* To which the Council Deſire the Concurrence of this Houſe

The Houſe proceeded to the immediate Conſideration of the Said Amendms And the Same were Severally Read and Agreed unto by the Houſe and made in the Bills

A Petition of *Charles Barret* was by Leave of the Houſe preſented and Read Praying an Allowance of Two pounds Fifteen Shillings for Viſitts Attendance and Phiſick Adminiſtred to Priſonners in the Publick Goal

Ordered That the Said Petition be Referred to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion thereon to the Houſe

A Bill to prevent Hoggs belonging to the Inhabitants of *York* Town going at large within the Limitts of the Said Town was Read a Second Time And Some Amendments were made by the Houſe to the Bill

Ordered That the Bill with the Amendments be Ingroſſed

Mr *Joſeph Godwin* moving for Leave to be Abſent on Extraordinary Occaſions Leave is accordingly given him

Ordered That Mr *Holloway* Do carry the Bill Entituled *an Act to prevent the malitious Burning or Deſtroying the Publick Storehouſes of Tobacco Agents*

Alſo the Bill Entituled *an Act to prevent Hoggs Rooting within the City of* Williamsburgh *and certain Adjacent Places*, to the Council and Acquaint them that this Houſe have agreed to the Several Amendments by them propoſed to the Said Bills, and have Inſerted the Amendments in the Bills

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock

Saturday

Saturday December the 4th 1714

AN Ingroſſed Bill to prevent Hoggs belonging to the Inhabitants of *York* Town Going at large within the Limitts of the Said Town was Read the Third time.

Reſolved That the Bill Do paſs.

Ordered That Mr *Buckner* Do carry the Bill to the Council and Deſire their Concurrence thereunto

Mr *Crawford* on Motion hath Leave to go into the Country on Extraordinary Occaſions

And then the Houſe Adjourned till *Monday* Morning Eleven a Clock

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Monday December the 6th 1714

A PETITION of the Juſtices of the Peace for the County of *Princeſs Ann* in behalf of themſelves And the reſt of the Inhabitants of the Said County was by Leave of the Houſe brought in, And the Same was preſented to the Houſe and Read, Praying to be excuſed building the Publick Storehouſes at the places appointed in the Said County for Erecting Publick Storehouſes on (the Same being inconvenient both to the Inhabitants and to Shiping) And that they may have Leave to build the Said Houſes at *Newtown* a more convenient place.

The Houſe proceeded to the immediate Conſideration of the Said Peticon and thereupon

Reſolved and accordingly *ordered*

That the Petitioners be excuſed building the Publick Storehouſes at the Places appointed in the Said County of *Princeſs Ann* for Erecting Publick Storehouſes on And that they have Leave to Erect and build the Same at *Newtown* in the Said County according to the Prayer of the Said Petition

A Meſſage from the Council by Mr *Robertſon*

That the Council have propoſed Several Amendments to the Bill Entituled *an Act to Oblige Owners and Occupiers of Mills to which Publick Roads Shall Lead to make the Dams of Such Mills Ten foot wide at the Top* To wch the Deſire the Concurrence of this Houſe

Alſo that the Council have made Several Amendments to the Bill Entituled *an Act to repeal part of an Act Entituled an Act Giving a Reward for killing of Wolves and for Leſſening Such Rewards to which their Honours Deſire the Concurrence of this Houſe*

The Houſe proceeded to the immediate Conſideration of the Said Amendments and the Same were Severally Read and agreed unto by the Houſe and made in the Bills

Ordered That Mr *Holloway* and Seven Members more do carry the Bills to the Council and Acquaint them that this Houſe have Agreed to the Several Amendments by them propoſed to the Said Bills, And that the Said Amendments are made in the Bills accordingly

Mr *Bouſh* (according to Leave) preſented to the Houſe a Bill to alter the Day of holding the Court of the County of *Princeſs Ann* And for appointing another Day on which the Same Shall hereafter be held And the Same was Received and Read the firſt time And Ordered to be Read a Second time

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock

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Tueſday December the 7th 1714

MR *Holloway* from the Committee of Propoſitions and Grievances Reported That the Said Committee had taken into Conſideration Several Matters to them Referred and therein had come to Several Reſolutions which they had Directed him to Report to the Houſe which he Read in his place and afterwards Delivered in at the Table where being again Read The Houſe proceeded to the Immediate Conſideration of the Said Report

And

And upon Conſideration of the Report of the Said Committee made upon that part of the Propoſition from the County of *King William* which relates to perſons who have made Small Crops this year

The Houſe agreed to the Report of the Committee *Viz*t

Reſolved That the Same may be properly provided for in the Bill Ordered by this Houſe to be prepared for that purpoſe

And upon Conſideration of the Report of the Said Committee made upon the Petition of *Samuel Bouſh* Agent for the County of *Norfolk* Praying that the Rent Setled by the Court of the ſaid County of *Norfolk* on two Storehouſes Ordered to be built by one *John Willſon* at the Branch Bridge may be Leſſened

The Houſe agreed to the Report of the Committee *Viz*t

Reſolved That the Subject matter of the Said Petition is already provided for

And upon Conſideration of the Report of the Said Committee made upon their Inſpecting and Conſidering the Act of Aſſembly Entituled *an Act for Laying a Duty on Liquors and Slaves*

The Houſe agreed to the Report of the Committee *Viz*t

Reſolved That the Powers given by the Said Act to the Officers appointed to Receive the Said Duty are not Sufficient: And that to make the Said Act more effectual, it may be neceſſary to give Authority to the Said Officers to break open and enter houſes or Warehouſes to Search for and Seize any Liquors or Slaves on which a Duty is Laid by the Said Act and which Shall be brought on Shore contrary to the Direccons therein given: And that all perſons who Shall bring Liquors on which a Duty is Laid by the Said Act from one Diſtrict to any other Diſtrict, Shall be obliged to enter the Said Liquors with the Officer in each Diſtrict into which they ſhall be brought under a penalty.

Ordered That a Bill be brought in upon the Said Reſolution and that the Committee of Propoſitions and Grievances do prepare and bring in the Bill.

And upon Conſideration of the Report of the Said Committee made upon the Grievance from the County of *Prince George* That the Pariſhes of *Briſtol Weſtover Waynoak* and *Martin Brandon* being part in the Said County of *Prince George* part in the County of *Henrico* and part in the County of *Charles City* by reaſon of the Rivers *James* and *Appamatox* Dividing the Said Pariſhes are Scituated very inconvenient to the Inhabitants of the Said County of *Prince George* And Praying the Said Pariſhes may be Divided from thoſe parts thereof which Lye in the Said County of *Prince George* by the Said Rivers

The Houſe agreed to the Report of the Committee *Viz*t

Reſolved That the Said Pariſhes be Divided according to the Prayer of the perſons Repreſenting the Said Grievance and that they have Leave to prepare and bring in a Bill for that purpoſe

A Bill to alter the Day of holding the Court of the County of *Princeſs Ann* and for appointing another day on which the Same Shall hereafter be held, was Read a Second time and Committed to the perſons that prepared it

Ordered That the Committee for Publick Claims do inſpect the Laws expired and near Expiring and Report what are fit to be Revived or Continued

Mr *Treaſurer* moving that he may Lay his Accounts of the Revenue before the Houſe.

Ordered That the Said Accounts be Laid before the Houſe on *Thurſday* next

Vpon a Motion made

Ordered That it be an Inſtruction to the Committee to whom the Bill for altering the Day of holding the Court of the County of *Princeſs Ann* and for appointing another day on which the Same Shall hereafter be held is Committed That they receive a Clauſe for altering the Court day of the County of *Eſſex*

Ordered That Mr *Hawkins* be Added to the Said Committee

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock

Wedneſday

Wedneſday, December the 8th 1714.

MR *Holloway* (according to Order) preſented to the Houſe a Bill for the better Regulation of the Indian Trade

Alſo a Bill for the Relief of perſons who by reaſon of the Drought of laſt Summer have made Small quantitys of Corn and Tobacco and the Same were Received and Read the firſt time and Ordered to be Read a Second time

Mr *Goodrich* (according to Leave) preſented to the Houſe a Bill to Divide the Pariſhes of *Briſtol Weſtover* and *Waynoak* by the Rivers *James* and *Appamatox* and for Adding *Martin brandon* pariſh to one of the Said Pariſhes And the Same was Recieved and Read the firſt time and Ordered to be Read a Second time

Mr *Buckner* Reported from the Committee appointed to Inſpect the Laws Expired and near Expiring That the Said Committee had Inſpected the Said Laws accordingly and had come to Reſolutions thereupon which they had directed him to Report to the Houſe which he Read in his place and then Delivered them in at the Table where the Same were Read

Ordered That the Report be taken into Conſideration to Morrow Morning

Mr *Buckner* Reported from the Committee for Publick Claims That the Said Committee had taken into Conſideration the Several Matters to them Referred and therein had agreed upon Several Reſolutions which they had Entered into a Book called the Book of Reports of the Committee for Publick Claims which he preſented to the Houſe and the Same was Recieved

Ordered That the Said Book of Reports Do Lye upon the Table

Mr *Bouſh* Reported from the Committee to whom the Bill for Altering the Day of holding the Court of the County of *Princeſs Ann* and for appointing another Day on which the Same Shall hereafter be held, was Committed, that they had made Several Amendments to the Bill which they had directed him to Report to ye Houſe, which he Read in his place and afterwards Delivered in at the Table where the Same were Read and agreed unto by the Houſe

Ordered That the Bill with the Amendments be Ingroſſed

A Meſſage from the Council by Mr *Robertſon*

That the Council have Returned the Bill Entituled *an Act to Continue an Act Entituled an Act for preventing frauds in Tobacco payments and for the better Improving the Staple of Tobacco* and have propoſed Several Amendments to the Said Bill To which the Council Deſire the Concurrence of this Houſe.

The Houſe proceeded to the Conſideration of the Said Amendments and the Same were Read and all of them agreed unto Except one which was Diſagreed unto by the Houſe

Ordered That the Committee of Propoſitions and Grievances do carry the Bill to the Council and Acquaint them that this Houſe have agreed to all the Amendments by them propoſed to the Said Bill except one which was Diſagreed unto and deſire their Honors to paſs the Bill with the Amendments agreed unto by this Houſe.

Mr *Thornton* Moving for Leave to go into the Country Leave is accordingly given him

Mr *Byrd* on his Motion hath Leave to go into the Country on his Extraordinary Occaſions

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock

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Thurſday, December the 9th 1714.

A MESSAGE from the Council by Mr *Robertſon*

That the Council do not inſiſt on the Amendment by them propoſed to the Bill Entituled *an Act to Continue an Act Entituled an Act for preventing frauds in Tobacco payments And for the better Improving the Staple of Tobacco* to which this Houſe have diſagreed

Ordered

Ordered That Such of the Amendments Propoſed by the Council to the Said Bill to which this Houſe have agreed be made in the Bill

And the Amendments were made in the Bill accordingly

Ordered That the Committee of Propoſitions and Grievances do carry the Bill to the Council and acquaint them that Such of the Amendments propoſed by their Honours to the Said Bill as were agreed unto by this Houſe are made in the Bill And deſire their Honours to Agree to the Bill as Amended

Mr *Treaſurer* (according to Order) Laid his Accounts of the Revenue before the Houſe

Ordered That the Said Accounts Do Lye upon the Table

The Houſe being Informed That the Meſſinger had purſuant to Mr *Speakers* Warrant taken into Cuſtody, *John Cottrell* of the County of *Northumberland* to Anſwer a Complaint made againſt him for Reflecting on and Arraigning the Proceedings of this Houſe and Publickly Affronting *George Eskridge* Gent a Member thereof And that the Meſſinger had alſo taken into Cuſtody *John Haney* the younger of the Said County of *Northumberland* as an Incourager and Abettor of the Said *John Cottrell* in that Offence And that they Attended at the Door

A Motion being made and the Queſtion being put that the Said *John Haney* be Diſcharged out of cuſtody

It was Reſolved in the Affirmative and thereupon

Ordered That the Said *John Haney* be Diſcharged out of cuſtody without paying ffees

John Cottrell being called to the Bar Mr *Speaker* acquainted him with the Complaint made againſt him And then he withdrew

And being again called to the Bar Several Witneſſes were called in and Examined touching the Matter of the Complaint made againſt the Said *John Cottrell* And then they were Ordered to withdraw and they withdrew accordingly

After a Debate the Queſtion was put that the Said *John Cottrell* is Guilty of a Breach of the priviledge of this Houſe

It paſſed in the Negative.

Ordered That the Said *John Cottrell* be Diſcharged out of Cuſtody without paying ffees.

Ordered That the Report of the Committee appointed to Inſpect the Laws expired and near expiring be taken into Conſideration to Morrow Morning

A Meſſage from the Governor by Mr *Robertſon*

Mr *Speaker*

I am commanded by the Governor to Deliver to this Houſe his Honours written Meſſage and a Memorial to which that Meſſage doth Referr And he preſented the Same to the Houſe accordingly

Mr *Robertſon* alſo acquainted the Houſe that the Council have Returned the Bill Entituled *an Act to prevent Hoggs belonging to the Inhabitants of* York *Town going at large within the Limits of the Said Town* And that they have propoſed Several Amendments to the Said Bill and an Amendment to the Title of the Bill To which the Council deſire the Concurrence of this Houſe

Reſolved That this Houſe will take the Said Meſſage and Memorial into Conſideration to Morrow Morning

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock.

Friday December the 10th 1714.

A PETITION of *William Jones Samuel Heath* and *Thomas Carter* was preſented to the Houſe and Read Praying an Allowance for their Attendance as Evidences againſt *John Cottrell* brought to the Bar of this Houſe purſuant to Mr *Speakers* Warrant

Ordered That the Said Petition be Rejected

Mr

Mr *Bolling* Moving for Leave to go into the Country till *Wednefday* next Leave is accordingly given him

An Ingroſſed Bill for altering the Day for *Princeſs Ann* County Court And the Day for *Eſſex* County Court was Read the Third time

Reſolved That the Bill do paſs

Ordered That Mr *Boush* Do carry the Bill to the Council and deſire their Concurrence thereunto

The Houſe proceeded to the Conſideration of the Amendments propoſed by the Council to the Bill Entituled *an Act to prevent Hoggs belonging to the Inhabitants of* York *Town going at large within the Limits of the Said Town* And the Same were Read And Some of the Said Amendments were agreed unto and Some of them Diſagreed unto by the Houſe.

Ordered That Mr *Buckner* Do carry the Bill to the Council and Acquaint them that this Houſe have agreed to Some of the Amendments by them propoſed to the Said Bill And to Some have diſagreed. And deſire their Honours to paſs the Bill with the Amendments agreed unto by this Houſe

A Bill for the Relief of Perſons who by reaſon of the Drought of laſt Summer have made Small quantitys of Corn and Tobacco was Read a Second time and Committed

The Houſe (according to Order) proceeded to the Conſideration of the Governors written Meſſage of Yeſterday and the Memorial to which the Said Meſſage Doth Refer And the Same being Read The Meſſage is as followeth *Vizt*

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

By the Memorial which I herewith Send you I come to underſtand that Fourty hogſheads of tobacco belonging to the King are now lying in the Country: And for want of the conveniency of Shiping could not be exported before the Act for preventing frauds in Tobacco payments took place. As this Tobacco was purchaſed long Since, and fell into his Majeſtys hands on Accompt of a Debt Due to the Crown, It is reaſonable to believe that great part thereof is not So qualified as the late Act requires: And that it would be So much intirely loſt to his Majeſty if it Should for that reaſon be Stoped here; And therefore I Recommend this Caſe as proper to be Conſidered when you are taking meaſures for the Relief of thoſe people who have Suffered by the laſt Summer's Drought.

The Diſappointment of Shiping in the Country this year to carry off the old tobacco, has Occaſioned many Grievances of the like nature; And thereupon I muſt both in behalf of his Majeſty and divers of his Majeſtys Subjects earneſtly exhort you to agree to Relax for a Short time the force of that Law: tho Still under Such Reſtrictions as may prevent frauds, while We intend only to Relieve the unfortunate To allow people the Liberty of Exporting Such old tobacco as they formerly would Venture to freight upon their own Riſque, will be Some Compenſation to them for the Shortneſs of their Crops, And an indulgence which in my opinion ought to be Extended to them under their preſent Preſſures; And Since you have agreed to prolong the Form of the Act, you may now the better yeild to deferr a little the Commencement of it in all its Latitude.

A. Spotſwood

Ordered That the Said Meſſage and Memorial be Referred to the Committee to whom the Bill for the Relief of perſons who by reaſon of the Drought of laſt Summer have made Small quantitys of Corn and Tobacco is committed, And that they do Add Such a Clauſe to the Said Bill as Shall Anſwer the Matters Recommended in the Said Meſſage

A Bill for Dividing the Pariſhes of *Briſtol Weſtover* and *Waynoak* by the Rivers *James* and *Appamatox* And for Adding *Martin Brandon* Pariſh to one of the Said Pariſhes was Read a Second time and Committed to the Committee that prepared it.

Ordered That Mr *Littlebury Epes* be Added to the Said Committee

Ordered That it be an Inſtruction to the Said Committee that they have power to Recieve a Clauſe to prevent Suits of Law that may ariſe upon certain Bonds and Covenants paſſed concerning a Church to be built in one of the Said Pariſhes

Mr

Mr *Armiſtead* moving for Leave to go into the Country on Extraordinary Occations Leave is accordingly given him And he is Ordered to Attend the Service of the Houſe again on *Monday* next

Mr *Holloway* (according to Order) preſented to the Houſe a Bill to Supply the Defects in an Act Entituled *an Act for Laying a Duty on Liquors and Slaves*

Alſo a Bill to Exempt certain *German* Proteſtants from the payment of Levys for Seven years, and for Creating the Pariſh of St *George*, and the Same were recieved and Read the firſt time And Ordered to be Read a Second time

Mr *Newton* on Motion hath Leave to be Abſent from the Service of the Houſe on his Extraordinary Occaſions till *Thurſday* next

Some Propoſals being Offered to the Conſideration of the Houſe in relation to the Indian Trade the Same were recieved and Read

Reſolved That it is the Opinion of this Houſe that the Trade with the Tributary and Forreign Indians may be beſt carryed on by a Company both with Reſpects to the Security of the ffrontiers And the Intereſt of the Country in General

Ordered That Leave be given to bring in a Bill upon the Said Reſolution And that the Committee of Propoſitions and Grievances Do prepare and bring in the Bill

A Written Meſſage from the Governor by Mr *Robertſon*

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

The Revenue appropriated for the Support of this Government encreaſing yearly in Deficiencys; I am obliged to Remind you of my Meſſage of the 28th of *November* 1712 to which you then in your Anſwer to me, made no other Objection, than the want of time to Conſider fully of So great a Work

Now after two years I may reaſonably Expect you are prepared to come to Some Reſolutions thereupon. And hope they will be Such as may not only Diſburthen the Revenue of the charge of the Spy boat and *French* Priſoners, but may alſo better Enable the Treaſurer for the future to pay off the Ordinary Sallarys and Expences of this Government. As ſoon as I underſtand you are Entered upon the Conſideration of the Revenue I ſhall Order to be Laid before you the further State thereof to this time.

I have ordered Mr *John Tyler* to Attend with his Accompts of the Governors houſe, for the time that he was Overſeer of that building

December the 10th 1714. *A. Spotſwood*

Reſolved That this Houſe will take the Said Meſſage into Conſideration to Morrow Morning

Mr *John Tyler's* Accompts were preſented to the Houſe and the Same were Recieved

Ordered That the Said Accompts Do Lye upon the Table

The Houſe proceeded to the Conſideration of the Book of Reports of the Committee for Publick Claims and part thereof being Read was agreed to with Some Amendments

Ordered That the Said Book be further Conſidered to Morrow

The Order of the day being Read for the Houſe to take into Conſideration the Report of the Committee appointed to Inſpect the Laws Expired and near Expiring

Reſolved That this Houſe will take the Said Report into Conſideration to Morrow

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock

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Saturday December the 11th 1714.

THE Houſe (according to Order) proceeded to the Conſideration of the Governors Meſſage of yeſterday and the Same was Read

Reſolved That a Suitable Addreſs to the Governor be prepared as an Anſwer to his Honors Meſſage

Ordered That Mr *Meriwether* Mr *Jones* Mr *Boush* Mr *Grey* Mr *Barbar* Mr *Bridger* Mr *Marable* Mr *Tully Robinſon* and Mr *Joſeph Godwin* Do prepare and bring in the Said Addreſs

Ordered

Ordered That the Conſideration of the Report of the Committee appointed to Inſpect the Laws Expired and near Expiring (Referred to this Day) be further Referred till *Monday* next

Ordered That the further Conſideration of the Book of Reports of the Committee for Publick Claims (Referred to this Day) be further Referred till *Monday* next

A Bill to Exempt certain *German* Proteſtants from the payment of Levys for Seven Years, And for Erecting the Pariſh of S^{t} *George*, was Read a Second time and an Amendment was made by the Houſe to the Bill

Ordered That the Bill with the Amendment be Ingroſſed

A Bill to Supply the Defects in an Act Entituled *an Act for Laying a Duty on Liquors and Slaves* was Read a Second time and Several Amendmen^{ts} were made by the Houſe to the Bill

Ordered That the Bill with the Amendments be Ingroſſed

Ordered That the Committee of Propoſitions and Grievances do wait on the Gover-no^{r} and Acquaint him with the proceedings of this Houſe upon Conſideration of his Honours Meſſage of the Ninth Inſtant

A Petition of Several of the Inhabitants and ffreeholders of the County of *Middleſex* was preſented to the Houſe and Read Praying that Leave may be given to bring in a Bill for Ringing Hoggs in the Said County of *Middleſex* to prevent the Miſchiefs Done to their Lands by Rooting

Ordered That the Petitioners have Leave to prepare and bring in a Bill according to the Prayer of the Said Petition

And then the Houſe Adjourned till *Monday* Morning Eleven a Clock

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Monday December the 13th 1714.

MR *Goodrich* Reported from the Committee to whom the Bill for Dividing the Pariſhes of *Briſtol Weſtover* and *Waynoak* by the Rivers *James* and *Appamatox* And for Adding *Martin brandon* Pariſh to one of the Said Pariſhes was Committed, That the Committee had made Several Amendments to the Bill and an Amendment to the Title of the Bill which they had Directed him to Report to the Houſe, which he Read in his place and afterwards Delivered in at the Table where the Same were Read, and Some of the Said Amendments were agreed unto and Some of them Diſagreed unto by the Houſe.

Ordered That the Bill with Such of the Amendments as are agreed unto by the Houſe be Ingroſſed.

A Meſſage from the Council by M^{r} *Robertſon* That the Council have agreed to the Bill Entituled *an Act to Continue an Act Entituled an Act for preventing frauds in Tobacco payments and for the better Improving the Staple of Tobacco*, As Amended by the Houſe.

M^{r} *Meriwether* Reported from the Committee appointed to prepare an Addreſs to the Governor in Anſwer to his Honours Meſſage of the Tenth Inſtant That they had prepared an Addreſs accordingly which they had directed him to Report to the Houſe which he Read in his Place and afterwards Delivered in at the Table, where the Same was Read

Ordered That the Said Addreſs do Lye upon the Table

An Ingroſſed Bill to Supply the Defects in an Act Entituled *an Act for Laying a Duty on Liquors and Slaves* was Read the Third time

Reſolved That the Bill do paſs

An Ingroſſed Bill to Exempt certain *German* Proteſtants from the Payment of Levys for Seven years and for Erecting the Pariſh of S^{t} *George* was Read the Third time

Reſolved That the Bill do paſs.

Ordered That the Committee of Propoſitions and Grievances do carry the Bills to the Council and Deſire their Concurrence thereunto

Ordered

Ordered That the further Conſideration of the Book of Reports of the Committee for Publick Claims (Referred to this Day) be further Referred till to Morrow

The Houſe (according to Order) proceeded to the Conſideration of the Report of the Committee appointed to Inſpect the Laws Expired and near Expiring And the Same was Read And part thereof was Agreed unto by the Houſe And is as followeth *Vizt*

Reſolved That the Act Entituled *an Act for Security and Defence of the Country in times of Danger* Expiring the Tenth day of this preſent *December* be Continued

Reſolved That the *Act for prevention of Abuſes in Tobacco Shipped on Freight* Expiring at the End of this preſent Seſſion of Aſſembly be Continued

Ordered That the Committee of Claims Do prepare and bring in a Bill or Bills for Continuing the Said Acts

Ordered That the further Conſideration of the Said Report be Referred till to Morrow

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock

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Tueſday December the 14th 1714.

A WRITTEN Meſſage from the Governor by Mr *Robertſon*

Mr Speaker and Gentlemen
of the Houſe of Burgeſſes. *December* the 14th 1714

You know that by your own Acts and Reſolves both the *Carolina* Fund and this years pay of Eleven Troops of Rangers is intirely at my diſpoſal for certain uſes: And you Say in your late Addreſs to me that you hope there is a Fund Sufficient to Defray the charge of Securing the Frontiers for the preſent year: And that If I ſhall See reaſon to Continue that Security for any longer time, you will enable me to perform it, at leaſt for one other year

My Sentiments upon this Matter are, that the Guard of the Frontiers ſhould be Continued upon the foot of the new Regulation I have made thereof, and without expecting from you any further Supply for this purpoſe than what you have already engaged to Raiſe; I now propoſe to take upon me to defray the whole Expence not only for the preſent year, but alſo for Two years longer from about this time, So that the whole Expence of maintaining an Officer and twelve men at *Chriſtanna*, and Four Troops of Rangers according to the preſent Eſtabliſhment, of fortifying and making the Road to *Germanna*; of the Fortifications and Buildings at *Chriſtanna*; of Surveying Land for the Indian Settlements, of Treating this year with the Indians both Tributary and Forreign; of my Six weeks Expedition upon the Frontiers; and in general all charges whatſoever that have Accrued this year by the meaſures I have taken to Secure the Frontiers, Shall be entirely Defrayed with no more than the Tobacco, which you are to Levy for the Ranging Service to the 31ſt of *January* next together with the Remainder of the *Carolina* Fund

By this Propoſal you may not only perceive that I have conſiderably leſſened the charge of Securing the Frontiers, but you will Alſo find the people are in this year of Scarcity eaſed in their Publick Levys above Two Hundred thouſand weight of Tobacco, which will be raiſed timely enough if half thereof be paid the next year and the Remainder the year following

A: Spotſwood

Reſolved That this Houſe will take the Said Meſſage into Conſideration to Morrow Morning

Mr *Chriſtopher Neal* moving for Leave to go into the Country for Recovery of his health Leave is accordingly given him

A Petition of *Francis Tylor* Meſſinger of the Houſe was (by Leave) preſented to the Houſe and Read Praying an Allowance of Five pounds Expended in Sending for Several perſons Inhabitants of the Northern Neck purſuant to Mr *Speakers* Warrant

And

And the Queſtion being put that the Said *Francis* be Allowed according to the Prayer of his Petition

It was Reſolved in the Affirmative and thereupon

Ordered That an Allowance of Five pounds be made to the Petitioner according to the Prayer of his Petition

And the Allowance was made in the Book of Claims accordingly

Mr *Holloway* (according to Order) preſented to the Houſe a Bill for the better Regulation of the Indian Trade and the Same was Recieved and Read the firſt time and Ordered to be Read a Second time

Upon a Motion made

Ordered That the Committee for Publick Claims Do Inſpect the Treaſurers Accounts and Report to the Houſe by way of Account the Several Debts due from the Revenue and what Sum or Sums of Money are now in the Treaſurers hands for the Diſcharge of thoſe Debts.

Mr *Holloway* Reported from the Committee to whom the Bill for the Relief. of perſons who by reaſon of the Drought of laſt Summer have made Small quantitys of Corn and Tobacco, was Committed that the Committee had made Several Amendments to the Bill And an Amendment to the Title of the Bill which they had directed him to Report to the Houſe which he Read in his place and then Delivered in at the Table where the Same were Read and Agreed unto by the Houſe, And Some other Amendments were made by the Houſe to the Bill

Ordered That the Bill with the Amendments be Ingroſſed

A Meſſage from the Council by Mr *Robertſon*. That the Council have agreed to the Bill Entituled *an Act to Divide the Countys of* Charles City *and* James City *by the River* Chicohominy with Some Amendments To which ye Council Deſire the Concurrence of this Houſe

The Houſe proceeded to the immediate Conſideration of the Said Amendmts and the Same Were Read and Diſagreed unto by the Houſe

Ordered That the Committee of Propoſitions and Grievances do carry the Bill to the Council And Acquaint them that this Houſe Do not agree to the Amendments by them propoſed to the Said Bill

An Ingroſſed Bill for Dividing thoſe parts of the Pariſhes of *Briſtol Weſtover* and *Waynoak* which Lye on the South Side of *James* and *Appamatox* Rivers from thoſe parts of the Said Pariſhes which Lye on the North Side the Said Rivers and to make *Prince George* County two entire Pariſhes was Read ye third time

Reſolved That the Bill do paſs

Ordered That the Perſons that prepared the Bill do carry the Same to the Council and Deſire their Concurrence thereunto

Mr *Eskridge* Reported that the Committee of Claims had [according to Order] prepared a Bill for Continuing an Act Entituled *an Act for Security and Defence of the Country in times of Danger*, And alſo a Bill for Continuing an Act Entituled *an Act for prevention of Abuſes in tobacco Shipped on ffreight* and he preſented the Bills to the Houſe and the Same were Recieved and Read the firſt time and Ordered to be Read a Second time

The Houſe [according to Order] proceeded to the further Conſideration of the Book of Reports of the Committee for Publick Claims, and Some other part thereof was Read and with Several Amendments agreed unto by the Houſe

Ordered That the further Conſideration of the Said Book be Referred till the Governors Meſſage of this Day be Conſidered

Ordered That the further Conſideration of the Report of the Committee appointed to Inſpect the Laws expired and near expiring [Referred to this day] be further Referred till the Governors Meſſage of this day be Conſidered

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock.

Wedneſday

Wedneſday December the 15th 1714

A BILL for Continuing an Act Entituled *an Act for prevention of Abuſes in Tobacco Shipped on Freight* was Read a Second time

Ordered That the Bill be Ingroſſed

A Meſſage from the Council by Mr *Robertſon*—

That the Council do not inſiſt on the Amendments by them propoſed to the Bill Entituled *an Act to prevent Hoggs belonging to the Inhabitants of* York *Town going at large within the Limitts of the Said Town*, to which this Houſe have diſagreed. And that the Council have agreed to the Bill with Such of their Amendments as this Houſe have agreed unto

A Bill for Continuing an Act Entituled *an Act for Security and Defence of the Country in times of Danger* was Read a Second time, and Several Amendmts were made by the Houſe to the Bill

Ordered That the Bill with the Amendments be Ingroſſed

Ordered That Mr *John Tylers* Accompts of the Governors Houſe be Inſpected by the Committee of Claims, And that they do Report to the Houſe what they find neceſſary thereupon

The Houſe proceeded to the Conſideration of the Addreſs to be preſented to ye Governor in Anſwer to his Honours Meſſage of the 10th Inſtant to ye Revenue appropriated for the Support of this Government, And the Same was Read and with Amendments agreed unto by the Houſe and is as followeth *Viz*t

To the Honourable Alexander Spotſwood *her Majts Lieut Governr of* Virginia

May it Pleaſe your Honour

We his Majeſtys moſt Loyal and Dutiful Subjects the Burgeſs find our Selves under a great Streight how to proceed upon your Honours Meſſage of the 10th Inſtant relating to the Revenue appropriated for the Support of this Government

Our Deſires Prompt us to a Due Conſideration of the Matter Recommended but we are Diſhearten'd therefrom by the Low Circumſtances of our Country and its preſent Ingagements, Since by means thereof we think it not in our Power to proſecute thoſe Deſires

We hope this Declaration hath weight enough in it to Excuſe us with your Honour for not proceeding further at this time, and we humbly Submit our Selves to your Honors wonted goodneſs for a fourable Repreſentation to his Majeſty on this Occaſion: by which And a Suitable Application of the Council for the Quit Rents We are in hope his Majeſty will be Graciouſly pleaſed to Direct that the whole or part of that Fund be made uſe of for the better Support of this Government,

December the 15th 1714

Ordered That the Said Addreſs be fairly Tranſcribed and Signed by Mr *Speaker*

Ordered That the Perſons that prepared the Said Addreſs with Five members more do preſent the Same to the Governour

An Ingroſſed Bill for the Relief of Perſons who by reaſon of the Drought of laſt Summer have made Small quantitys of Corn and tobacco and who for want of Opportunity of Shiping have great quantitys of old tobacco now by them, and for Puniſhing perſons who ſhall carry any hogſhead of tobacco not ſtamped out of this Colony was Read the Third time

Reſolved That the Bill do paſs

Ordered That the Committee of Propoſitions and Grievances Do carry the Bill to the Council and Deſire their Concurrence thereunto

A Meſſage from the Council by Mr *Robertſon*—

That the Council do Inſiſt on their Amendments propoſed to the Bill Entituled *an Act to Divide the Countys of* Charles City *and* James City *by the River* Chicohominy to which Amendments the Council Deſire the Concurrence of this Houſe

Ordered That the Conſideration of the Said Meſſage be Referred till *Friday* next

The

The Houſe [according to Order] proceeded to the Conſideration of y^e^ Governors Meſſage of Yeſterday and the Same was Read

Reſolved That a Suitable Addreſs to the Governor be prepared as an Anſwer to the Said Meſſage

Ordered That the Committee of Propoſitions and Grievances do prepare and bring in the Said Addreſs. And that they forthwith attend the Governor and Acquaint him with the Reſolve of this Houſe upon the Said Meſſage

An Ingroſſed Bill for Continuing an Act Entituled *an Act for prevention of Abuſes in Tobacco Shiped on ffreight*, was Read the third time

Reſolved That the Bill do paſs

Ordered That the Committee of Claims Do carry the Bill to the Council and deſire their Concurrence thereunto

M^r^ *John Robinſon* [according to Leave] preſented to the Houſe a Bill to prevent hoggs going at large in the County of *Middleſex*, And the Same was Recieved and Read the firſt time, And Ordered to be Read a Second time

Ordered That Leave be given to bring in a Bill for Regulating the Current Rates of Gold Coin

Ordered That the Committee of Propoſitions and Grievances do prepare and bring in the Bill

An Ingroſſed Bill for Continuing an Act Entituled *an Act for Security and Defence of the Country in times of Danger* was read the Third time

Reſolved That the Bill do paſs

Ordered That the Committee of Claims do carry the Bill to the Council and Deſire their Concurrence thereunto

A Bill for the better Regulation of the Indian Trade was Read a Second time.

And the Queſtion being put that the Bill be Retained

It was Reſolved in the Affirmative

Ordered That Such Amendments as Shall be propoſed to the Said Bill be Offered to Morrow

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock.

Thurſday December the 16^th^ 1714

THE Houſe Reſumed the Conſideration of the Bill for the better Regulation of the Indian Trade, and Several Amendments being propoſed to the Bill

Ordered That the Bill be Committed to the Committee that prepared it

A Written Meſſage from the Council by M^r^ *Robertſon*

M^r^ *Speaker and Gentlemen of the Houſe of Burgeſſes*

Upon Conſideration of that part of Your Yeſterdays Addreſs to the Governor; wherein you mention a Suitable Application of the Council for a Supply from the Quit Rents, to make good the Deficiency of the Revenue: The Council do unanimouſly approve your Motion; but to Render it more Effectual are of Opinion that it Requires a Joint Application of both Council and Burgeſſes, being a buſineſs of the greateſt Conſequence to the Governm^t^ We therefore deſire your Concurrence in an Addreſs to his Majeſty to this purpoſe, And that you will appoint a Committee of your Houſe to meet a Committee of the Council to Draw it in a Suitable manner

The Houſe proceeded to the immediate Conſideration of the Said Meſſage, And thereupon

Reſolved That a Committee of this Houſe be appointed to meet a Committee of the Council to Draw up an Addreſs to his Majeſty upon the Subject Matter of the Said Meſſage

And a Committee was appointed for that purpoſe (to wit) M^r^ *Holloway* M^r^ *Meriwether* M^r^ *Buckner* M^r^ *Chriſtopher Robinſon* M^r^ *John Robinſon* and M^r^ *Eskridge*

Ordered

Ordered That the Said Committee Do acquaint the Council with the proceedings of this Houſe upon their Honors Meſſage

Mr *Holloway* Reported that the Committee appointed to prepare an Addreſs to the Governor in Anſwer to his Honors Meſſage of the 14th Inſtant had prepared an Addreſs accordingly which they had directed him to Report to the Houſe, which he Read in his place and afterwards Delivered in at the Table where the Same being again Read

Reſolved Nemine Contradicente

That this Houſe Do agree with the Committee in the Said Addreſs

Ordered That the Addreſs be fairly tranſcribed and Signed by Mr *Speaker*

Ordered That the Committee that prepared it with Six Members more do prſent the Same to the Governor

A Bill to prevent Hoggs going at large in the County of *Middleſex* was Read a Second time and Several Amendments were made by the Houſe to the Bill

Ordered That the Bill with the Amendments be Ingroſſed

A Meſſage from the Counеil by Mr *Robertſon*. That the Counеil have appointed Three of their Members to meet the perſons appointed by this Houſe [in the Conference Room at three of the Clock] to draw an Addreſs to his Majeſty upon the Subject Matter of the Councils written Meſſage of this day

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock

To the Honourable Alexander Spotſwood *his Majts Lieut Governr of* Virginia

The Humble Addreſs of the Houſe of Burgeſſes

May it Pleaſe your Honour

The many proofs you have given us of your Care in Diſpoſing the Publick Moneys you have been pleaſed to take under your Management agreeably to the Purpoſes for which they were deſigned have Eſtabliſhed So firm a Confidence in this Houſe of your Honours Juſtiee and Frugallity that We think the Treaſure of this Colony cannot be more Safely Entruſted or better Laid out than under the Direction of a Governor whoſe Intereſt is united with that of the Publick

We have Conſidered the Propoſal made to this Houſe in your Honours Meſſage of the Fourteenth Inſtant And take it to be So Advantagious to the Publick that We do moſt readily Accept it And the manner you are pleaſed to propoſe for payment of the Tobacco will be So eaſy to the people under the Difficultys they Labour by their preſent Misfortunes that We are obliged to Return you the thanks of this Houſe for that Indulgence

The Judgment you have Shewn in forming the Deſign of Guarding the Frontiers from the Incurſion of the Indians And the Application you have uſed in puting it in Execution make us deſire your Honour will be pleaſed to proceed in the method you have So well Conferted and We Heartily pray yor Honor may Rule over us many more years than will bring that work to perfection.

December the 16th 1714.

Friday December the 17th 1714

MR *Holloway* Reported that the Committee appointed by this Houſe together with the Members appointed by the Council to draw up an Addreſs to his Majeſty upon the Subject Matter of the Counеils written Meſſage of yeſterday had drawn up an Addreſs to his Majeſty accordingly, And alſo an Addreſs to the Governor to Sollieit his Honors favor in geting the Same preſented to his Majeſty And that the Council have Approved the Said Addreſſes And he preſented them to the Houſe and the Same being Read and approved by the Houſe

Ordered That Such Members of this Houſe as were of the Committee appointed to Draw up an Addreſs to his Majeſty Do carry the Said Addreſſes to the Council and Acquaint them that this Houſe do approve the Same

A Written Meſſage from the Governor by Mr *Robertſon*

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

The Addreſs you Sent me Yeſterday contains So many Expreſſions of your Confidence in, and Approbation of my Management of your Publick Treaſure, that they cannot but be Extremely pleaſing to me, And I return you thanks for the Same

If I Live among you to bring to perfection what I have already begun, for Security of your Frontiers; it ſhall be my care to convince the whole Country that the truſt repoſed in me by their Repreſentatives is not miſplaced; but Since you know I am only here during pleaſure, it is my deſire that you have a Viſible Security for the Due Application of what charge you Shall be at on that account, And therefore I propoſe in the firſt place, That all the Rangers as they are now Eſtabliſhed be paid off to the Tenth of *November* laſt paſt, and the Tobacco Levyed as uſual. That the pay which ſhall be due to them from the Said Tenth Day of *November* to the firſt of *December* 1715 be Levyed for them in the year 1715 which together with the Caſh I Reckon amounts to 124852^{li} of tobacco And that the pay for the Succeeding year from the firſt day of *December* 1715 to the firſt of *December* 1716 amounting to 118368^{li} tobacco, be paid in the Publick Levy for the Said year 1716. By which means the Services will be performed before the pay becomes due, and the people will be eaſed in their Publick Levys this year 243,220 pounds of tobacco. In the next place that the Remainder of the Tobacco which would have been due to the Eleven Troops of Rangers, if they had continued compleat till the 31^{ſt} of *January* next, be now Levyed and appointed to be paid to me for Defraying Such Charges as I have already Laid out. And becauſe I am under an Engagement to pay a conſiderable quantity of tobacco in the Countys of *Richmond* and *Eſſex*, I deſire that as much as the Publick Levy of thoſe two Countys amount to may be paid me there, or elſe in that of *King* and *Queen* And laſtly that for eaſing the Country from the payment of Intereſt on the *Carolina* Fund I propoſe that the Sum of £174. being the pay that will be due to the Officers and men appointed for the Guard of *Chriſtanna* for One year ending the firſt day of *December* 1715, And the like Sum for their pay to the firſt of *December* 1716 Remain in the hands of your Treaſurer until thoſe payments become due. And that the Remainder of that ffund not already taken upon Intereſt be paid to me as the Same Shall ariſe out of the Dutys on Liquors and Slaves next after the payment of the Principal and Intereſt already due.

This I hope will be a Sufficient Security for the Application of what you have entruſted me with, and a Teſtimony of my Intentions to render the Guard of your Frontiers as little burthenſome to the People as poſſible

A: Spotſwood

The Houſe proceeded to the immediate Conſideration of the Said Meſſage and thereupon

Reſolved and accordingly *Ordered*

That the Rangers pay be Levyed as propoſed in the Said Meſſage; And that the Committee for Publick Claims do perfect the Book of Claims accordingly

Mr *Holloway* (according to Order) preſented to the Houſe a Bill for Regulating and Setling the Current Rates of Gold Coin and of *Britiſh* milled Silver Coin in this Dominion and the Same was Received and Read the firſt time and Ordered to be Read a Second time

Mr *Holloway* Reported from the Committee to whom the Bill for the better Regulation of the Indian Trade was Committed: That they had made Several Amendments to the Bill which they had Directed him to Report to the Houſe which he Read in his place and afterwards Delivered in at the Table where the Same were Read and agreed unto by the Houſe

Ordered That the Bill with the Amendments be Ingroſſed

An Ingroſſed Bill to prevent hoggs going at large in the County of *Middleſex* was Read the third time

Reſolved That the Bill do paſs

Ordered

Ordered That the Burgeſſes for the County of *Middleſex* and Four Members more do carry the Bill to the Council and deſire their Concurrence thereunto

The Houſe [according to Order] took into Conſideration the Amendments inſiſted on by the Council propoſed to the Bill Entituled *an Act to Divide the Countys of* Charles City *and* James City *by the River* Chicohominy and the Same were Read

After a Debate the Queſtion was put that the Amendments be agreed to

It paſſed in the Negative

Reſolved That the Houſe do Adhere to the Bill as paſſed by this Houſe

Ordered That the Committee of Propoſitions and Grievances do carry the Bill to the Council and Acquaint them that this Houſe do Adhere to the Bill without any Amendments and deſire their Honours to agree to the Bill as paſſed by this Houſe

A Meſſage from the Council by Mr *Robertſon*. That the Council have Signed the Addreſs to his Majeſty and alſo the Addreſs to the Governor and have Returned the Same to this Houſe for their Signing

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock

*To the Kings moſt Excell*t *Majty*

The Humble Addreſs of the Council and Burgeſſes of Virginia

We your Majeſtys moſt Loyal and Dutiful Subjects the Council and Burgeſſ*s* of *Virginia* now met in a General Aſſembly humbly beg Leave to Repreſent to your Majeſty

That your Majeſtys Revenue of 2*s* ℔ hogſhead on all Tobacco Exported out of this Colony, and Tunnage and head Money which is the only Revenue appropriated for the Support of this Government by the Great decay of the Tobacco Trade, Occaſioning a Proportionable Decreaſe of the Exports, is So Sunk that it is no longer able to defray the Eſtabliſhed Sallarys And other both Ordinary and Extraordinary charges of the Government, but is now very conſiderably in Debt, and the Officers Sallarys unpaid

That upon a diligent Search of Preſidents how the like Deficiencys have been made good in former times We find that by a Letter of his Majeſty King *Charles* y*e* Second Dated in the year 1684 and Directed to the Lord *Effingham* then Governor of *Virginia* his Majeſty is Graciouſly pleaſed to Declare his Royal Intentions to Apply all the profits and advantages accruing by the Revenue of Quit Rents of this Colony for the better Support of the Government thereof, and that accordingly the Deficiency of 2*s* ℔ hogſhead have been always Supplyed by your Majeſtys Predeceſſors out of the Said Fund of the Quit Rents, which for that purpoſe was Reſerved in this Country ready for all Emergencys of this Government till about nine year ago, that the Same was called into the Exchequer in *England*

We humbly pray your Majeſty will therefore be Graciouſly pleaſed to direct the Quit Rents of this Country back into their old Channel, And that out of them the preſent Deficiency of the Revenue may be made good; with power alſo to your Majeſtys Governor with Advice and Conſent of the Council to Apply the Same for Anſwering any Sudden Emergencys where your Majeſtys Service might Suffer for want of a more timely Supply than Application at So great Diſtance will Admit Subject nevertheleſs to be duly Accounted for as formerly to your Majeſty

And We ſhall ever pray

To the Honourable Alexander Spotſwood *his Maj*ty*s Lieu*t *Govern*r *of* Virginia

The Humble Addreſs of the Council and

Burgeſſes of the preſent General Aſſembly

May it Pleaſe your Honour

The experience We have of your great Care Vigilance Prudence and Good Conduct in Managing your Truſt in this Government to the beſt Advantage for his Majeſtys Service and the Publick Good Encourages us with more than Ordinary Confidence to have Recourſe to you on all Occaſions of Difficulty

Of theſe there is one at preſent moſt Senſibly felt, and if not timely provided for may expoſe this Government to the utmoſt danger and Contempt. It is the Deficiency

of

of the Sole Fund Alotted for the Eſtabliſhed Sallarys, and all the other both Ordinary and Extraordinary charges of the Government

Sir, upon a Diligent Search of Preſidents how the like Deficiencys were formerly made good, We find it hath always been out of the Fund of the Quit Rents which uſed to be reſerved in this Country ready upon all Such Occaſions, and proved exceeding Serviceable in caſes of Sudden Emergency to the Crown and this Government till about nine year ago they were called in to the Exchequer in *England*, where as they are not So ready to Anſwer any Sudden Neceſſity of this Government, So there is no obtaining them but by repeated Applications to the Throne, which cannot be made without great charge and Difficulty

The Council and Burgeſſes have thought it their Duty and abſolutely neceſſary to Addreſs his Majeſty on this Occaſion: and to make a true Repreſentation of this Affair. This Addreſs they humbly requeſt your Honour to Tranſmit and to favour with your own Recommendation which they doubt not will have great Weight, and will encreaſe the Obligations of Gratitude Due from this Colony, And the Council and Burgeſſes who are

Sir
Your moſt humble and Obedient Servants

Saturday December the 18th 1714

AN Ingroſſed Bill for the better Regulation of the Indian Trade was read the Third time

Reſolved That the Bill Do paſs

Ordered That the Committee of Propoſitions and Grievances Do carry the Bill to the Council and deſire their Concurrence thereunto

A Bill for Regulating and Setling the Currant Rates of Gold Coin and of *Britiſh* milled Silver Coin in this Dominion was Read a Second time and an Amendmt was made by the Houſe to the Bill

Ordered That the Bill with the Amendment be Ingroſſed

A Meſſage from the Council by Mr *Robertſon*.

That the Council have agreed to the Bill Entituled *an Act for Altering the Day for* Princeſs Ann *County Court and the Day for* Eſſex *County Court* with Several Amendments to which the Council deſire the Concurrence of this Houſe

And alſo that the Council have agreed to the Bill Entituled *an Act to Exempt certain* German *Proteſtants from the payment of Levys for Seven Years and for Erecting the Pariſh of Saint* George with Several Amendments to which the Council Deſire the Concurrence of this Houſe

The Houſe proceeded to the Conſideration of the Said Amendments and the Same were Severally Read and agreed unto by the Houſe

Ordered That the Committee of Propoſitions and Grievances Do carry the Bills to the Council and acquaint them that this Houſe have agreed to the Several Amendments by them propoſed to the Said Bills

A Motion being made and the Queſtion being put That the Duty on Liquors and Slaves be Continued

It was Reſolved in the Affirmative

Reſolved That the Said Duty be Continued for Two years from and after the Expiration of the Act Entituled *an Act for Laying a Duty on Liquors and Slaves*

Ordered That the Committee of Propoſitions and Grievances Do prepare and bring in a Bill upon the Said Reſolution

And then the Houſe Adjourned till *Monday* Morning Eleven a Clock

Monday

Monday December the 20th 1714

MR *Holloway* [according to Order] preſented to the Houſe a Bill for y• further Continuing *an Act for Laying a Duty on Liquors and Slaves* and two other Acts relating to that Act, And the Same was Received and Read the firſt time, and Ordered to be Read a Second time

An Ingroſſed Bill for Regulating and Setling the Current Rates of Gold Coin and of *Britiſh* Milled Silver Coin in this Dominion was Read the third time

Reſolved That the Bill do paſs

Ordered That the Committee of Propoſitions and Grievances do carry the Bill to y• Council and Deſire their Concurrence thereunto

Upon a Motion made

Ordered That Mr *Buckner* Mr *Allerton* Mr *Francis Epes* and Mr *Soane* do Inſpect Mr *Chriſtopher Jackſons* Account of the charge of Surveying and Laying out the City of *Williamſburgh* and the Roads to the Ports belonging to the Said City and alſo that they Examine the Said *Jackſon* upon Oath touching the Article of Expences in the Said Account mentioned, and Report to the Houſe their Opinion thereupon

A Bill for the further Continuing *an Act for Laying a Duty on Liquors and Slaves* And two other Acts relating to that Act, was Read a Second time And an Amendment was made by the Houſe to the Bill

Ordered That the Bill with the Amendment be Ingroſſed

A Meſſage from the Council by Mr *Robertſon*

That the Council have agreed to the Bill Entituled *an Act for Continuing an Act Entituled an Act for prevention of Abuſes in Tobacco Shiped on Freight* without any Amendment

And alſo that the Council have agreed to the Bill Entituled *an Act to prevent Hoggs going at large in the County of* Middleſex without any Amendment

An Ingroſſed Bill for the further Continuing *an Act for Laying a Duty on Liquors and Slaves* and two other Acts relating to that Act was Read the Third time

Reſolved That the Bill do paſs

Ordered That the Committee of Propoſitions and Grievances Do carry the Bill to the Council and Deſire their Concurrence thereunto

A Meſſage from the Council by Mr *Robertſon* That the Council have agreed to the Bill Entituled *an Act for Dividing thoſe parts of the Pariſhes of* Briſtol Weſtover *and* Waynoak *which Lye on the South Side of* James *and* Appamatox *Rivers from thoſe parts of the Said Pariſhes which Lye on the North Side the Said Rivers and to make* Prince George *County two entire Pariſhes* with Several Amendments, To which the Council Deſire the Concurrence of this Houſe

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock

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Tueſday December the 21ſt 1714

MR *Buckner* from the Committee for Publick Claims Reported that the Said Committee had [according to Order] perfected the Book of Claims which he preſented to the Houſe and the Same was Received and Read through and with Some Amendments agreed unto by the Houſe, And the Allowances to the Several Officers of the Aſſembly were added by the Houſe to the Book

Ordered That the Committee for Publick Claims Do carry the Book to the Council and Deſire their Honours Concurrence thereunto

A Meſſage from the Council by Mr *Robertſon*.

That the Council have agreed to the Bill Entituled *an Act for the Relief of perſons who by reaſon of the Drought of laſt Summer have made Small quantitys of Corn and Tobacco and who for want of Opportunity of Shiping have great quantitys of old tobacco now*

by

by them and for punifhing perfons who fhall carry away hogfheads of tobacco not Stamped out of this Colony, with Some Amendments to which the Council defire the Concurrence of this Houfe

The Houfe proceeded to the Confideration of the Said Amendments and y^e^ Same were Read and Agreed unto by the Houfe and made in the Bill

Ordered That the Committee of Propofitions and Grievances do carry the Bill to the Council and acquaint them that this Houfe have agreed to the Amendm^ts^ by their Honours propofed to the Said Bill

The Houfe proceeded to the Confideration of the Amendments propofed by the Council to the Bill Entituled *an Act to Divide thofe parts of the Parifhes of* Briftol Weft-over *and* Waynoak *which Lye on the South Side of* James *and* Appamatox *Rivers from thofe parts of the Said Parifhes which Lye on the North Side the Said Rivers and to make* Prince George *County two entire Parifhes* And the Same were Read and part of the Said Amendments were agreed unto and part of them difagreed unto by the Houfe and a new Amendment was made by the Houfe to the Bill

Ordered That the Perfons that prepared the Bill Do carry the Same to the Council and Acquaint them that this Houfe have agreed to part of the Amendments by them propofed to the Said Bill and to part have difagreed and have made a new Amendment to the Bill to which they defire their Honours Concurrence

And then the Houfe Adjourned till to Morrow Morning Eleven a Clock

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Wednefday December the 22^th^ 1714

A MESSAGE from the Council by M^r^ *Robertfon*.

That the Council have agreed to the Bill Entituled *an Act for Continuing an Act Entituled an Act for Security and defence of the Country in times of Danger*

And alfo that the Council have agreed to the Bill Entituled *an Act for the further Continuing an Act for Laying a Duty on Liquors and Slaves* and two other Acts relating to that Act without any Amendments

And that the Council have agreed to the Bill Entituled *an Act for Regulating and Setling the Current Rates of Gold Coin and of* Brittifh *Milled Silver Coin in this Dominion* with Several Amendments to the Bill and an Amendment to the Title of the Bill to which the Council defire the Concurrence of this Houfe

And alfo that the Council have agreed to the Bill Entituled *an Act to Supply the Defects in an Act Entituled an Act for Laying a Duty on Liquors and Slaves* with Several Amendments to which the Council Defire the Concurrence of this Houfe

The Houfe proceeded to the Confideration of the faid Several Amendments to the Said Bills and the Same were Severally Read and Agreed unto by the Houfe

Ordered That the Committee of Propofitions and Grievances do carry the Bills to the Council and Acquaint them that this Houfe have agreed to the Amendments by them propofed to the Said Bills

M^r^ *Buckner* Reported from the Committee appointed to Infpect the Account of M^r^ *Chriftopher Jackfon* for Surveying and Laying out the City of *Williamfburgh* and the Roads and Ports to the Said City belonging, that the Said Committee had Infpected and confidered the Said Account And are of Opinion that the Said *Jackfon* be Allowed for the Said Service the Sum of Thirty Seven pounds Fourteen Shillings And that he be Allowed for his Difburfements thereon Thirty four pounds Thirteen Shillings and two pence

Refolved That this Houfe Do agree with the Committee in the Said Report

A Meffage from the Council by M^r^ *Robertfon*:

That the Council do recede from part of the Amendments by them propofed to the Bill Entituled *an Act to Divide thofe parts of the Parifhes of* Briftol Weftover *and* Waynoak *which Lye on the South Side of* James *and* Appamatox *Rivers from thofe parts of the Said Parifhes*

Parifhes which Lye on the North Side the Said Rivers and to make Prince George *County two entire Parifhes* to which this Houſe have Diſagreed: And on part of the Said Amendments do inſiſt and have made an Amendment to the Amendments propoſed by this Houſe to the Amendments of the Council

The Houſe proceeded to the Conſideration of the Said Meſſage and after Some time Spent therein

A Motion was made and the Queſtion was put. That a Conference be deſired with the Council on that part of their Amendment on which their Honours do inſiſt

It paſſed in the Negative

Reſolved That this Houſe do Adhere to the Amendments by them propoſed to the amendments of the Council to the Said Bill

Ordered That the perſons that prepared the Bill do carry the Same to the Council and acquaint them with the Reſolution of this Houſe upon their Said Meſſage

Mr *Buckner* Reported that the Committee for Publick Claims had [according to Order] Inſpected Mr *Treaſurers* Accompts And that they find the ballance thereof due to the General Aſſembly £885 ‖ 14 ‖ 7½ And the General Accompt of Mr *Treaſurer* was Read and paſſed the Houſe of Burgeſſes

Ordered That Mr *George Walker* do make Oath to his Accompt mentioned in the Said General Accompt of Mr *Treaſurer* and alſo that he make Oath to the Accompt of Mr *Nicholas Curle* deceaſed by him given in to Mr *Treaſurer* and in the Said General Accompt mentioned

Ordered That the Committee for Publick Claims do carry Mr *Treaſurers* Accompts to the Council and Deſire their Concurrence thereunto

Reſolved and accordingly *Ordered*

That So much of the Money appropriated for the Service and Relief of *North Carolina* as was taken up at Intereſt be with the Intereſt thereupon paid out of the Moneys now in Mr *Treaſurers* hands by the firſt day of *ffebruary* next at furtheſt and that no further Intereſt be Allowed for the Same

Reſolved and accordingly *Ordered*

That the Money Allowances made to the Officers the laſt Seſſion and this preſent Seſſion of Aſſembly be paid the Several Perſons to whom the Same is due out of the Money ariſing by the Dutys on Liquors and Slaves next after the money appropriated for the Service and Relief of *North Carolina* And that for So much of the Said Allowances as Shall Remain unpaid by the firſt day of *ffebruary* next there ſhall be Allowed to the Perſons claiming the Same after the Rate of ffive ℔ Cent ℔ Annu upon Such Money unpaid as aforeſaid until the Same be paid Provided Such Allowance of Intereſt do not exceed Six months

Upon a Motion made

The Houſe was called over and thereupon

Ordered That *William Bridger Francis Gouldman John Hawkins Willolby Allerton John Waugh* and *Henry Fitzhugh* [failing to Anſwer upon call] be Sent for in cuſtody of the Meſſinger to Anſwer their Defaults in not Attending according to their Duty the Service of the Houſe, and that Mr *Speaker* iſſue his Warrant accordingly

A Meſſage from the Council by Mr *Robertſon* That the Council have paſſed Mr *Treaſurers* Accompts And that the Same are Aſſented to by the Governor

And then the Houſe Adjourned till to Morrow Morning Eleven a Clock

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Thurſday December the 23d 1714

ORDERED That Mr *Bouſh* Mr *Newton* Mr *Francis Epes* Mr *Goodrich* Mr *Jones* and Mr *Waller* Do Examine the Several Inrolled Bills by the Ingroſſed Bills

A Meſſage from the Council by Mr *Robertſon*. That the Council have agreed to the Bill Entituled *an Act for the better Regulation of the Indian Trade* with Several Amendments To which they Deſire the Concurrence of this Houſe

A

A Written Meſſage from the Governor by Mr *Robertſon*

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

Your Addreſs in Anſwer to my Speech at the Opening of this Seſſion gives me to Expect that you will take Some Meaſures for preſerving the Arms and Ammunition: And in your Bill for Regulating the Indian Trade, I obſerve the Methods you propoſe for that purpoſe but I muſt let you underſtand that I dare not truſt the Kings Magazine to be Negotiated without good Security given that there ſhall be no Embezlement of the Arms and Ammunition and it cannot but be a perſon of Low circumſtances who Shall think it worth his while to Attend an Office for a Sallary of Twelve pounds, and as Such I cannot place him in So great a Truſt. and therefore I muſt Deſire you to fall upon ways and means to provide a better Sallary to the End I might find a Sufficient and Reſponſible Officer. I hope this will not take up much of your time, for I am Senſible how Inconvenient an Adjournment would be to you at this Seaſon and the Scituation of Affairs will not Admit of a long Prorogation

A Spotſwood

The Houſe took the Said Meſſage into Conſideration and thereupon increaſed the Sallary of the Magazine keeper by way of Amendment to the Bill for the better Regulation of the Indian Trade

Ordered That Leave be given to bring in a Bill for Erecting a Magazine and that the Committee of Propoſitions and Grievances do prepare and bring in the Bill

Then the Houſe proceeded to the Conſideration of the Amendments propoſed by the Council to the Bill for the better Regulation of the Indian Trade, And the Same were Read and part of the Said Amendments were agreed unto and part of them Diſagreed unto by the Houſe

Ordered That the Committee of Propoſitions and Grievances do carry the Bill to the Council and acquaint them that this houſe Have agreed to part of the Amendments by them propoſed to the Said Bill and to part have diſagreed and Deſire their Honours to paſs the Bill with the Amendments agreed unto by this Houſe

Ordered That the Committee for Publick Claims do carry the Reſolve of this Houſe of yeſterday relating to the Allowance made to the Officers of the Aſſembly to the Council and deſire their Concurrence thereunto

A Written Meſſage from the Council by Mr *Robertſon* with the Book of Claims

The Houſe proceeded to the immediate Conſideration of the Said Meſſage and the Same was Read and is as followeth *Viz*t

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

Upon Conſideration of the Book of Claims the Council obſerve that the Allowance made to the Lieutenants *Jackſon* and *James*, is Computed for ffive Days more than they actually Ranged it appearing that the Said Rangers were diſbanded on the 10th of *January* the Allowance for each Troop for the Said five days being 832li tobacco the Council propoſe may be deducted out of the Sum mentioned in the Book of Claims and Added to the Sum appointed to be paid the Governor

And Since it will appear by the Computation herewith Sent that the full pay to the Eleven Troops of Rangers if they had been continued to the 31th of next month amounts to 721220li of tobacco and that the Several Sums of Tobacco mentioned in the Book of Claims fall Short of that Sum 39192li tobacco The Council propoſe that the Said laſt mentioned Sum be Added to the other Sums in the Book of Claims which are to be Levied this year for the Governor to enable him [according to his Propoſal] to pay off the Debts he has already contracted for Securing the Frontiers

Ordered That the Amendments propoſed by the Council to the Book of Claims be made in the Book and that the Committee for Publick Claims do immediately withdraw and make the Said Amendments

And they withdrew accordingly

And

And being Returned Mr *John Robinſon* reported that the Said Comittee had made the Amendments in the Book as propoſed by the Council

Ordered That the Committee for Publick Claims Do carry the Book to the Council and acquaint them that the Amendments by them propoſed are made in the Book

A Meſſage from the Council by Mr *Robertſon*. That the Council have agreed to the Reſolve relating to the Allowances made to the Officers of the Aſſembly with an Addition

The Houſe took the Said Meſſage into Conſideration and the Said Addition was Read and Diſagreed unto by the Houſe

Ordered That the Committee for Publick Claims Do acquaint the Council that this Houſe have Diſagreed to the Addition by them propoſed to the Said Reſolve

A Meſſage from the Council by Mr *Robertſon*. That the Council have paſſed the Book of Claims and alſo the Reſolve relating to the Allowance made to the Officers of the Aſſembly as Sent up by this Houſe and that they have obtained the Governors Aſſent to the Same.

Ordered That a Bill be brought in for Raiſing a Publick Levy and that the Comittee for Publick Claims do prepare and bring in the Bill.

A Committee for Proportioning the Publick Levy *Viz*t

Mr *Buckner*.....Mr *John Robinſon*

Mr *Soan*.....Mr *Bolling*

A Meſſage from the Council by Mr *Robertſon* That the Council do Inſiſt on their Amendments propoſed to the Bill Entituled *an Act for the better Regulation of the Indian Trade* to which this Houſe have diſagreed

The Houſe took the Said Meſſage into immediate Conſideration and thereupon

Reſolved That this Houſe do adhere to the Diſagreement of thoſe Amendments on which the Council do inſiſt

Ordered That the Committee of Propoſitions and Grievances do acquaint the Council with the Said Reſolve

And then the Houſe Adjourned till to Morrow Morning Eight a Clocke

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Friday December the 24th 1714

UPON a Motion made

Reſolved That all the Money heretofore given for the Service of *North Carolina* not made uſe of be paid to the Honourable the Lieut. Governor according to the Propoſal in his Meſſages to this Houſe of the 14th and 17th Inſtant

Ordered That the Committee of Propoſitions and Grievances Do carry a Coppy of the Said Reſolve to the Council and Deſire their Concurrence to the Reſolve

Mr *Holloway* [according to Order] preſented to the Houſe a Bill for Erecting a Magazine And the Same was Received and Read the firſt time and Ordered to be Read a Second time

Mr *Buckner* Reported that the Committee for Publick Claims had [according to order] Inſpected Mr *John Tylers* Accounts of the Governors Houſe and do find due to the Said *Tyler* upon ballance Two hundred Thirty Eight pounds Ten Shillings and One Penny

And the ſaid Report being Conſidered was agreed unto by the Houſe

A Bill for Erecting a Magazine was Read a Second time and Several Amendmts were made by the Houſe to the Bill

Ordered That the Bill with the Amendments be Ingroſſed

A Meſſage from the Council by Mr *Robertſon*. That the Council do Recede from Such of their Amendments by them propoſed to the Bill Entituled *an Act for the better Regulation of the Indian Trade* to which this Houſe do not Agree

An

An Ingroſſed Bill Erecting a Magazine was Read the third time

Reſolved That the Bill do paſs

Ordered That the Committee of Propoſitions and Grievances do carry the Bill to the Council and Deſire their Concurrence thereunto

Mr *Buckner* [according to Order] preſented to the Houſe a Bill for Raiſing a Publick Levy and the Same was Received and Read the firſt time and Ordered to be Read a Second time

Reſolved That the Bill be now Read a Second time

And the Bill was Read a Second time and Several Amendments were made by the Houſe to the Bill

Ordered That the Bill with the Amendments be Ingroſſed

Mr *John Robinſon* Reported that the perſons appointed had [according to Order] Proportioned the Publick Levy and that it amounted to Seventeen pounds of tobacco and a quarter ℔ Poll And he preſented to the Houſe a Book of the Proportions and the Same was Received Read and agreed unto by the Houſe

Ordered That the Perſons that Proportioned the Publick Levy Do carry the Said Book to the Council and deſire their Concurrence thereunto

An Ingroſſed Bill for Raiſing a Publick Levy was Read the Third time

Reſolved That the Bill do paſs

Ordered That the Committee for Publick Claims Do carry the Bill to the Council and deſire their Concurrence thereunto

A Meſſage from the Council by Mr *Robertſon* That the Council have agreed to the Bill Entituled *an Act for Erecting a Magazine* without any Amendmts

And that the Council have agreed to the Reſolve of this Houſe of this day relating to the Money given for the Relief of *North Carolina* and have obtained the Governors Aſſent thereunto

And alſo that the Council have agreed to the Bill Entituled *an Act for Raiſing a Publick Levy* without any Amendments

Mr *Bouſh* Reported that the perſons appointed had [according to Order] Examined the Several Inrolled Bills by the Ingroſſed Bills and that the Said Bills are truly Inrolled

Ordered That the Perſons that Examined the Inrolled Bills do carry the Same to the Council for their Peruſal

A Meſſage from the Council by Mr *Robertſon.* That the Council have agreed to the Book of Proportions without any Amendments And have obtained the Governors Aſſent thereunto

And alſo that the Council have peruſed and Examined the Bills Sent up by this Houſe and are Satisfied that the Same are truly Inrolled

A Meſſage from the Governor by Mr *Robinſon.*

Mr *Speaker*

The Governor Commands the immediate Attendance of this Houſe in the Council Chamber And that you bring with you Such Bills as are ready for his Aſſent

Accordingly Mr *Speaker* with the Houſe went up to Attend the Governor in the Council Chamber where he was pleaſed to paſs the Several Bills following *Viz:t*

An Act for the better Regulation of the Indian Trade

An Act to Exempt certain German *Proteſtants from the Payment of Levys for Seven Years and for Erecting the Pariſh of Saint* George

An Act for the Relief of Perſons who by reaſon of the Drought of laſt Summer have made Small Quantitys of Corn and Tobacco And who for want of Opportunity of Shiping have great quantitys of old tobacco now by them And for Puniſhing perſons who ſhall carry any hogſheads of tobacco not Stamped out of this Colony

An Act for Erecting a Magazine

An Act to prevent the malitious burning or Deſtroying the Publick Store houſes of Tobacco Agents

An

An Act to Continue an Act Entituled an Act for preventing frauds in Tobacco payments and for the better Improving the Staple of Tobacco

An Act for Continuing an Act Entituled an Act for prevention of Abuſes in Tobacco Shipped on ffreight

An Act Act to Supply the Defects in an Act Entituled an Act for Laying a Duty on Liquors and Slaves

An Act for the further Continuing an Act for Laying a Duty on Liquors and Slaves And two other Acts relating to that Act

An Act for Regulating and Selling the Current Rates of Gold Coin and of Brittiſh *Silver Coin in this Dominion*

An Act to Oblige Owners and Occupiers of Mills to which Publick Roads Shall Lead to make the Dams of Such Mills Ten foot wide at the Top

An Act to Repeal part of an Act Entituled an Act giving a Reward for killing of Wolves and for Leſſening Such Rewards

An Act for Altering the Day for Princeſs Ann *County Court And the Day for* Eſſex *County Court*

An Act for Raiſing a Publick Levy

An Act to prevent Hoggs rooting within the City of Williamſburgh *and certain Adjacent Places*

An Act to prevent Hoggs going at large in the County of Middleſex

An Act to prevent Hoggs Rooting within the Limitts of York *Town*

119-120

JOURNAL

OF THE

HOUSE OF BURGESSES.

AT A

GENERAL ASSEMBLY

Begun at the Capitol the Third Day of *Auguſt* in the Second Year of the Reign of Our Sovereign Lord GEORGE by the Grace of God of *Great Brittain ffrance* and *Ireland* King Defender of the ffaith &c Annoq$_3$ Domini 1715



RICHMOND, VIRGINIA.

MCMXI.

JOURNAL

of the

HOUSE OF BURGESSES.

Wedneſday Auguſt the 3d 1715.

THE Members preſent to the Number of fforty nine having taken the Oaths and made and Subſcribed the Declaration and taken the Oath of Abjuration according to the Laws made for thoſe purpoſes met in the Houſe.

A Meſſage from the Governor by Mr *Robertſon.*

Gentlemen of the Houſe of Burgeſſes.

The Governor Commands your immediate Attendance in the Council Chamber, Accordingly the Houſe went up to Attend the Governor, And he was pleaſed to Say to this Effect

Gentlemen

The firſt Step to be made in the proceedings of the buſineſs for which we are Aſſembled is that you Repair to your Houſe and make Choice of a Speaker. Accordingly the Burgeſſs Returned to their Houſe, and proceeded to the Choice of a Speaker: And Three Perſons being Nominated the Houſe made Choice of Mr *Daniel McCarty* for their Speaker who was Conducted and placed in the Chair.

Ordered That Mr *Corbin* Mr *Maſon* Mr *Meriwether* Mr *Conway* Mr *Preſly* Mr *Griffin* Mr *Goodrich* Mr *Marable* Mr *Robinſon* Mr *Aſhton* Mr *John Buckner* and Mr *Neal* Attend the Governor and Acquaint him that this Houſe have made Choyce of a Speaker and know his Honors pleaſure when the Houſe ſhall preſent him.

Mr *Corbin* acquainted the Houſe that the Governor having been waited upon to know when he would pleaſe that this Houſe ſhould preſent their Speaker. His Honour hath been pleaſed to appoint to morrow morning at Eleven a Clock in the Council Chamber

And then the Houſe Adjourned till to morrow morning Ten a Clock

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Thurſday Auguſt the 4th 1715.

SEVERAL other Members took the Oaths and made and Subſcribed the Declaration and took the Oath of Abjuration according to the Laws made for thoſe Purpoſes.

Mr *Speaker* Reported that the Houſe had this Day Attended the Governor in the Council Chamber, where his Honour was pleaſed to Declare the Cauſes of calling this Aſſembly in a long Speech of which Speech he had obtained a Copy, which he Read to the Houſe and is as follows.

Gentlemen of the Council and Houſe of Burgeſſes

Nothing leſs than a very important Occaſion could have urged me thus Suddenly to call an Aſſembly, and to Conveen you at this Seaſon of the year. I Judging it high time

time to have Recourſe to your Adviſe and Affſitance, when the Safety and Honour of this Colony Lyes dangerouſly at Stake.

What has lately befallen our Fellow Subjects in *South Carolina* is Surely a dreadful warning to this Government, whoſe Inhabitants live as much expoſed; and I am not now to whiſper to you (as formerly) my Apprehenſions of future dangers and practicable Attempts; —Murders Maſſacres, and Tortures already Committed on your Neighbours, Loudly call upon you to Arm and Secure your People from a Treacherous and Merciles Enemy: and after Such an *ultima Ratio*, Such ultimate reaſoning, Words muſt add little towards convincing you of the neceſſity of a more uſeful Militia and of providing better for the Defence of your ffrontiers.

Since you Gentlemen of the Council have concurred in all the Meaſures hitherto taken for the Relief of our Diſtreſs'd Brethren in *Carolina*, and have Reſolved with me to Afford them all the Affiſtance that Lyes in our power to give, it now reſts Solely on you, Gentlemen of the Houſe of Burgeſſes, to Determine whether or no, that oppreſſed Province Shall owe its Deliverance to *Virginia*.

I queſtion not but in the Deliberations of your Houſe, you'l find that Duty, Honour, and Intereſt Engage you to give immediate Succour, and I hope thoſe Motives will Enable you to overcome the Difficultys which Humour or prejudice may caſt in the way.

It is the Maxim of your Mother Country to defend its Neighbouring States [thô Forreign Subjects] from all ambitious Invaders. and it would argue a Strange Degeneracy in you to Refuſe Aid to your Neighbours and fellow Subjects, when they are Attack'd by a powerful Confederacy of the moſt barbarous and blood thirſty ffoes that ever were upon the face of the Earth. We muſt appear to have neither Policy nor bowels of Compaſſion, if this Government can remain unconcerned, while Savage Pagans are overruning one of our Adjacent Provinces, and inhumanely Butchering and Torturing our Brethren

Commiſſioners from *South Carolina* have been here to Sollicite this Government for a Supply of men and Arms, and I have made a Treaty to Aid them with both, as far as the Conditions of this Colony can Spare: The Encouragements given by thoſe poor People to the fforces We lend, them are as great as reaſonably can be expected from them in their preſent Circumſtances; And I muſt Recommend to you to do Some what on your Part that may facilitate the Levys on this Occaſion, and render that Service more acceptable to our People.

The Raiſing men for the Affiſtance of that Province, and other Preparations of Warr for the Security of this; could not be effected without Expences: and that I Sincerely believe the Meaſures I have taken were immediately neceſſary, I can give no greater proof, than my Poſtponing the Payment of my own Sallary, by employing on this Emergency the ffund given for the Maintainance of your Governor.

And this I have done, truſting that the impending Dangers will awaken the Repreſentatives of the People into juſt Conſiderations of Supporting the Executive power; which at preſent is moſt dangerouſly reſtrained, by the Deficiency of the Revenue, from duly providing againſt Calamitys that our Neighbours are actually laboring under: And hereupon I am obliged earneſtly to preſs you Gentlemen of the Houſe of Burgeſſes, to give Some Supplys in Order to Redreſs this Grievance of the Government.

That you may have before you the full State of Affairs, I muſt further acquaint you that I have lately Received, from Some of the Nations now warring againſt *Carolina*, Offers of an Accommodation; but the proſpect of Such a Treaty ought by no means to divert or retard the Preparations of Defence That I am exhorting you to; for the Sureſt way to bring thoſe Pagans to our Terms, is to let them See our demands back'd with a fforce: and in my Opinion never had *Virginia* So fair an Opportunity as now, to acquire Glory, and appear to the Heathen the moſt formidable Dominion in *America*, Such a Reputation may at this Juncture be purchaſed with a Small Expence, and will,

I am perſwaded Guard your Country hereafter better than Some hundreds of Rangers kept in pay upon the ffrontiers

Gentlemen

It has already been Signified to you by the Writts which called you hither, that the chief matter I had to conſult you upon was what I have now Laid before you: and this Affair being of a nature that requires immediate Diſpatch, I ſhall forbear to Offer any thing elſe at this time to your Conſideration, being deſireous to make this a Short Seſſion, that I may be at liberty to treat with the Indian Chiefs, whom I expect, in the manner I Judge the moſt Adviſeable, that is, at the head of a body of men on the ffrontiers

Reſolved That this Houſe will take the Said Speech into Conſideration on *Munday* next.

A Commiſſion from the Governor to Mr *ffrancis Tyler* to be Meſſinger to the Houſe was Read

A Petition of *Benjamin Goodwin* Clerk was preſented to the Houſe and Read Praying to be Admitted Chaplain to the Houſe

Ordered That the Said *Goodwin* be Chaplain to the Houſe and that he Attend each morning in the Conference Room at Nine of the Clock and Read Divine Service.

A Committee of Elections and Priviledges

Mr *Corbin* Chairman

Mr *Meriwether*	Mr *Preſley*
Mr *Conway*	Mr *Griffin*

Ordered That Mr *Miles Cary* be Clerk of the Committee of Elections and Priviledges and give his Attendance accordingly.

A Committee for Publick Claims.

Mr *Beverley* Chairman

Mr *Barbar*	Mr *Drumond*
Mr *Bird*	Mr *Randolph*
Mr *Neal*	Mr *Diggs*
Mr *Marable*	Mr *Goodrich*
Mr *Bouſh*	Mr *Jones*

A Petition of Mr *Miles Cary* was preſented to the Houſe and Read Praying to be Admitted Clerk to the Committee for Publick Claims

Ordered That he be Admitted Clerk to the Said Committee for Publick Claims and that he give his Attendance accordingly.

A Committee for Propoſitions and Grievances

Mr *Clayton* Chairman

Mr *Corbin*	Mr *Conway*
Mr *Meriwether*	Mr *Maſon*
Mr *Aſhton*	Mr *Harriſon*
Mr *Robinſon*	Mr *Burwell*
Mr *Jenkins*	Mr *John Buckner*

A Petition of Mr *Phillip Lightfoott* was preſented to the Houſe and Read Praying to be Admitted Clerk of the Committee for Propoſitions and Grievances.

Alſo a Petition of Mr *Chriſtopher Jackſon* was preſented to the Houſe and Read Praying to be Admitted Clerk of the Same Committee

Ordered That Mr *Phillip Lightfoott* be Clerk of the Committee of Propoſitions and Grievances and that he give his Attendance accordingly.

Ordered That the Committees have power to Adjourn themſelves *De Die in Diem* and to Send for Perſons Records Journals and other Papers they ſhall from time to time have Occaſion of

The Orders of the Houſe for the laſt Seſſion being Read at the Table.

Reſolved That the Houſe do approve the Same and that they be Continued Orders for this Seſſion.

Ordered

Ordered That the Said Orders Lye conſtantly upon the Table for the Peruſal of the Members.

Reſolved and accordingly *Ordered.*

That it be a Standing Rule of this Houſe that fifteen Members with the Speaker be a Sufficient number to Adjourn

Reſolved and accordingly *Ordered*

That all Propoſitions Grievances and Publick Claims be brought into the Houſe on this day Seven night at furtheſt or not to be Received in this Seſſion of Aſſembly without particular Leave of the Houſe

Ordered That the Clerk of the Houſe Publiſh the furtheſt time Set by y^e^ Houſe for Receiving Propoſitions Grievances and Publick Claims during this Seſſion by Seting up a fair Copy of the Reſolve of the Houſe made in that behalf.

Ordered That the Committee of Propoſitions and Grievances Inſpect the Journal of the Houſe at the laſt Seſſion and Report to the Houſe what they find neceſſary to be taken into Conſideration this Seſſion.

Ordered That the Committee for Publick Claims Inſpect the Report of the Committee of Claims at the laſt Seſſion and Report to the Houſe what they find neceſſary to be further Conſidered this Seſſion.

Reſolved and accordingly *Ordered*

That all Petitions Propoſitions and Grievances Directed for y^e^ laſt Seſſion of Aſſembly and not then Conſidered be Admitted to the Conſideration of this Seſſion.

Several Publick Clayms from the Countys of *King William York King* and *Queen Glouceſter Middleſex Norfolk Iſle* of *Wight Henrico Stafford Eſſex Prince George* and *New Kent* were preſented to the Houſe and Read and Referr'd to the Conſideration of y^e^ Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion thereon to the Houſe.

Several Propoſitions and Grievances from the Countys of *Nanſemond* and *Richmond* were Read and Referred to the Conſideration of the Committee for Propoſitions and Grievances to Report their Opinion thereon.

A Petition of the *Nottoway* Indians was preſented to the Houſe and Read Praying a Grant of their former Rights and Priviledges and to be admitted to Live on and hold their Lands according to Law.

Ordered That the Said Petition be Referr'd to the Conſideration of the Committee for Propoſitions and Grievances to Report their Opinion thereon to the Houſe.

Some Propoſitions and Grievances from the County of *New Kent* Signed by Several of the Inhabitants of the Said County were preſented to the Houſe and not being Certified as the Law Directs. a Complaint was made to the Houſe that the Said Propoſitions and Grievances were preſented to the Court held in that County for Receiving and Certifying Propoſitions and Grievances and that the Court would not Receive nor Certify the Same. And the Houſe being Informed that M^r^ *Thornton* Clerk of the Said Court was at the Door, he was called in and Examined touching the matter of the Said Complaint and then he withdrew.

Ordered That ſuch of the Juſtices of the Court of the County of *New Kent* (to wit) M^r^ *George Keeling* M^r^ *Richard Littlepage* M^r^ *Thomas Butts* and M^r^ *Alexander Walker* who Refuſed to Receive and Certify the Said Propoſitions and Grievances be Sent for in Cuſtody of the Meſſinger of this Houſe and that M^r^ *Speaker* iſſue his Warrant accordingly

The Several Propoſitions and Grievances from the County of *New Kent* were Read and Referrd to the Conſideration of the Committee of Propoſitions and Grievances to Report their Opinion thereon.

Several Publick Claims from the County of *Richmond* were preſented to the Houſe and the Same not being proved and Certified The Houſe was Informed by Some of their Members that the Juſtices of the Said County neglected to meet and hold a Court for proof of Publick Claims as by Law they ought. Whereupon a Motion was made,

and

and the Queſtion put: That the Juſtices of the County of *Richmond* be proſecuted by y^e^ Attorney General for that neglect.

Reſolved in the Affirmative

Ordered That the Claims from the County of *Richmond* be Referred to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion thereon to the Houſe

A Propoſition from the County of *New Kent* was Read in w^ch^ it is propoſed that the Charges of this Aſſembly be Leſſened and that the Countys between *York* and *James* River be laid out Square

Ordered That the Said Propoſition be Rejected.

And then the Houſe Adjourned till to morrow morning Ten a Clock

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Friday Auguſt the 5^th^ 1715

SEVERAL Publick Claims from the Countys of *Charles City Lancaſter King* and *Queen Weſtmoreland* and *Warwick* were preſented to the Houſe and Referr'd to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion thereon to the Houſe

A Petition of *James Adams* Referr'd by the Governor & Council to the Conſideration of this Houſe was Read Praying an Allowance for being Interpreter to the *Pamonkey* and *Chiccahomeny* Indians

Ordered That the Said Petition be Referr'd to the Conſideration of y^e^ Committee for Publick Claims to Report their Opinion thereon to the Houſe

A Petition of the ffreeholders and Inhabitants of the *Manican* Town Referred by the Governor and Council to the Conſideration of this Houſe was Read Praying Liberty to pay their Publick and County Dues in fflax Hemp Cotton Wheat or Corn.

Ordered That the Said Petition be Referr'd to the Conſideration of y^e^ Committee for Propoſitions and Grievances to Report their Opinion thereon

Several Propoſitions and Grievances from the Countys of

King and *Queen*	*Warwick*
Middleſex	*King William*
Weſtmoreland	*Henrico*
Northumberland	*Charles City*
Lancaſter	*Prince George*
Stafford	*Iſle* of *Wight*
Eſſex	*Norfolk*
Glouceſter	*Princeſs Ann*
Yorke	*Accomack*
	Northampton

Were Read and Referr'd to the Conſideration of the Committee for Propoſitions and Grievances to Report their Opinion thereon

A Petition of M^r^ *William Harwood* was preſented to the Houſe and Read Complaining of an undue Election and Return for the County of *Warwick*

Ordered That the Said Petition be Referr'd to the Conſideration of the Committee of Elections and Priviledges and that they do Examine y^e^ Matter thereof and Report the Same with their Opinion thereupon to the Houſe

A Complaint being made to the Houſe that one *John Bolling* of the County of *Henrico* hath Aſſaulted beaten and very much wounded M^r^ *Richard Corke* [*Cocke*] a Member of this Houſe in Breach of the Priviledge of this Houſe.

Ordered That it be Referred to the Committee of Priviledges and Elections to Examine the Matter of the Said Complaint, and that they do Report the Same with their Opinion thereupon to the Houſe.

And then the Houſe Adjourned till to morrow morning Ten a Clock

Saturday

Saturday Auguſt the 6th 1715.

UPON a Motion made.

Ordered That Mr *Treaſurer* Lay his Accounts of the Revenue before the Houſe on *Monday* next

Mr *Corbin* Reported from the Committee of Elections and Priviledges that the Said Committee had taken into Conſideration the Several Returns on the Writts for Electing Burgeſſes to Serve in this preſent General Aſſembly and therein had come to Several Reſolutions which the Committee had directed him to Report to the Houſe which he Read in his Place and then Delivered in at the Table where the Same was again Read

The Houſe proceeded to the immediate Conſideration of the Said Report and part thereof was Read and agreed to and is as followeth *Viz*t.

Reſolved That Mr *Richard Cocke* and Mr *William Randolph* are Duly Returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *Henrico.*

Reſolved That Mr *William Armiſtead* and Mr *Henry Jenkins* are duly returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *Elizabeth City.*

Reſolved That Mr *Maximilian Boush* and Mr *Horatio Woodhouſe* are duly Returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *Princeſs Ann.*

Reſolved That Mr *William Woodbridge* and Mr *Thomas Griffin* are duly Returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *Richmond.*

Reſolved That Mr *Nicholas Meriwether* and Mr *John Stanop* are duly Returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *New Kent.*

Reſolved That Mr *John Lear* and Mr *James Reddicke* are duly Return'd Burgeſſes to Serve in this preſent General Aſſembly for the County of *Nanſemond*

Reſolved That Mr *Edwin Conway* and Mr *James Ball* are duly returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *Lancaſter*

Reſolved That Mr *Peter Preſley* and Mr *Chriſtopher Neal* are duly Returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *Northumberland.*

Reſolved That Mr *Orlando Jones* and Mr *Thomas Johnſon* are duly return'd Burgeſſes to Serve in this preſent General Aſſembly for the County of *King William*

Reſolved That Mr *Henry Harriſon* and Mr *Samuel Thompſon* are duly Return'd Burgeſſes to Serve in this preſent General Aſſembly for the County of *Surry*

Reſolved That Mr *Edward Goodrich* and Mr *Robert Hall* are duly Returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *Prince George.*

Reſolved That Mr *John Harmanſon* and Mr *Charles ffloyd* are duly return'd Burgeſſes to Serve in this preſent General Aſſembly for the County of *Northampton.*

Reſolved That Mr *James Burwell* and Mr *William Barbar* are duly Return'd Burgeſſes to Serve in this preſent General Aſſembly for the County of *York.*

Reſolved That Mr *John Buckner* and Mr *Thomas Buckner* are duly Returned Burgeſſes to Serve in this preſent General Aſſembly for ye County of *Glouceſter.*

Reſolved That Mr *Joſeph Harwood* and Mr *Valentine Minge* are duly Returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *Charles City*

Reſolved That Mr *Arthur Smith* and Mr *Anthony Holliday* are duly Returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *Iſle* of *Wight.*

Reſolved That Mr *William Cole* and Mr *Cole Diggs* are duly Return'd Burgeſſes to Serve in this preſent General Aſſembly for the County of *Warwick*

Reſolved That Mr *Henry Aſhton* and Mr *Daniel McCarty* are duly return'd Burgeſſes to Serve in this preſent General Aſſembly for the County of *Weſtmoreland.*

Reſolved That Mr *John Hawkins* and Mr *William Young* are duly return'd Burgeſſes to Serve in this preſent General Aſſembly for the County of *Eſſex*

Reſolved That Mr *Edward Hamerton* and Mr *William Blackborn* are duly returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *Middleſex*

Reſolved

Reſolved That Mr *William Bird* and Mr *Gawin Corbin* are duly Returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *King* and *Queen*

Reſolved That Mr *George Maſon* and Mr *George Anderſon* are duly return'd Burgeſſes to Serve in this preſent General Aſſembly for the County of *Stafford*

Reſolved That Mr *George Marable* and Mr *William Broadnax* are duly Returned Burgeſſes to Serve in this preſent General Aſſembly for ye County of *James City*.

Reſolved That Mr *Tully Robinſon* and Mr *Richard Drumond* are duly return'd Burgeſſes to Serve in this preſent General Aſſembly for the County of *Accomack*.

Reſolved That Mr *John Clayton* is duly return'd a Burgeſs to Serve in this preſent General Aſſembly for *James Town*.

Ordered That the Conſideration of that part of the Report of the Said Committee made upon the Return of the Writt for Electing Burgeſſes to Serve in this preſent General Aſſembly for the County of *Norfolk* be Referr'd til *Wedneſday* next.

Mr *Corbin* alſo Reported from the Committee of Elections and Priviledges the Matter as it appeared to them touching the Election for the College of *William* and *Mary* and the Reſolution of the Committee thereupon, and he Read the Report in his place, and afterwards Delivered the Same in at the Table where the Same was again Read and is as follows *Vizt.*

Reſolved That the Return of the Writt for Election of a Burgeſs for the College of *William* and *Mary* is made according to Law, But for as much as upon Examining into the former Returns of thoſe Writts We find that the Return of the Writts made the Eighth day of *September* 1710 and ye Fifteenth day of *September* 1712 by *James Blair* Preſident and *Arthur Blackamore* Maſter of the Gramer School which are in theſe Words. We humbly Certify that for want of a Sufficient number of Maſters and for want of the College being tranſferred by the Truſtees to the Preſident and Maſters that they may Act as a body Pollitick according to the Charter We are of Opinion the Said Election cannot be made at this time And it not appearing to this Committee that the Said College has any better Right to elect a Burgeſs to Serve in this preſent Aſſembly than formerly, It is therefore the Opinion of this Committee that Mr *Peter Beverley* who is Returned a Burgeſs to Serve in this preſent General Aſſembly for the Said College hath not any Right to Sit in this Aſſembly as a Member thereof.

And a Debate ariſing upon Conſideration of the Said Report.

A Motion was made and the Queſtion put. That Mr *Peter Beverley* withdraw during the debate.

Reſolved in the Affirmative.

And he withdrew accordingly

Then another Motion was made and agreed to by the Houſe *Vizt.*

That the Preſident and Maſters of the College of *William* and *Mary* be heard by their Council touching their Right of Electing a Burgeſs for ye Said College

Ordered That they be heard at the Barr of this Houſe on *Tueſday* next.

Ordered That the Said Preſident and Maſters have Notice thereof by the Clerk of this Houſe.

And a Motion being made and the Queſtion being put. That Mr *Beverly* be Admitted to his place in the Houſe till the Right of his Election be determined

It paſſed in the Negative.

Several Publick Claims from the County of *Surry* were preſented to the Houſe and Referred to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion thereon to the Houſe.

Several Propoſitions and Grievances from the County of *Surry* were Read and Referr'd to the Conſideration of the Committee of Propoſitions and Grievances to Report their Opinion thereupon.

Mr *Corbin* Reported from the Committee of Elections and Priviledges the Matter as it appeared to them touching the Complaint againſt *John Bolling* of the County of *Henrico* and the Reſolutions of the Committee thereupon, which he Read in his place

and

and afterwards Delivefed in at the Table where the Same were Read and agreed unto by the Houſe and are as follow.

Reſolved That the Said *John Bolling* is Guilty of a Breach of the Priviledge of this Houſe

Reſolved That the Said *John Bolling* be Sent for in Cuſtody of the Meſſinger of this Houſe to anſwer for his Said Offence at the Bar of this Houſe.

Ordered That Mr *Speaker* do accordingly iſſue his Warrant upon the Said Reſolution.

Upon a Motion made.

Ordered That Mr *ffrancis Epes* and Mr *John Willcox* Mariner be Summoned as Evidences to prove the Said Offence and that Mr *Speaker* do iſſue his Warrant accordingly.

And then the Houſe Adjourned till *Monday* morning Ten a Clock.

Monday Auguſt the 8th 1715.

MR *Corbin* from the Committee of Elections and Priviledges Reported That the Said Committee had taken into Conſideration the Petition of Mr *William Harwood* Complaining of the undue Election of *William Cole* and *Cole Diggs* Gentlemen Returned Burgeſſes to Serve in this Aſſembly for the County of *Warwick* And that the Said Committee had thereupon come to a Reſolution which he Read in his place and then Delivered in at the Table where the Same was again Read and agreed to by the Houſe and is as followeth *Vizt.*

Reſolved That Mr *William Cole* and Mr *Cole Diggs* are not duly Elected Burgeſſes to Serve in this preſent General Aſſembly

Ordered That Mr *Corbin* Mr *Conway* Mr *Griffin* Mr *Johnſon* and Mr *Harriſon* wait upon the Governor and Deſire him to iſſue out a new writt for ye Election of Burgeſſes to Serve in this Aſſembly for the County of *Warwick* in the room of Mr *William Cole* and Mr *Cole Diggs* who are not duly elected Burgeſſes for the Said County

Mr *Treaſurer* [according to Order] Laid his Accounts of the Revenue before the Houſe.

Ordered That the Said Accounts do Lye upon the Table for the peruſal of the Members.

The Houſe being Informed that the Sheriff of *Norfolk* attended and deſired to be Admitted to Amend his Return on the Writt for the Electing Burgeſſes for the Said County.

Ordered That the Said Sheriff be brought into the Houſe and that he be Directed to amend his Said Return, who being brought in accordingly Amended his Return and then he withdrew

The Order of the Day being Read for the Houſe to take into Conſideration the Governors Speech

The Houſe Reſolved it Self into a Committee of the whole Houſe to Conſider of the Said Speech, and after Some time Spent therein Mr *Speaker* Reſumed the Chair and Mr *Clayton* Reported from the Committee that they had come to a Reſolution which they had directed him to Report to the Houſe which he Read in his Place and then Delivered in at the Table where the Same was Read and agreed to and is as followeth *Vizt.*

Reſolved That an Humble Addreſs be preſented to the Governor to return him the thanks of this Houſe for the favour of his Speech and that he would be pleaſed to lay before this Houſe a Scheme how the Militia of this Country may be Rendered more uſeful. And that his Honor would lay before this Houſe what Applications the Commiſſioners from *South Carolina* have made to him, and alſo what Treaty he hath entered into with the Said Commiſſioners, and what Supplys may be required to Enable him to Comply with that Treaty. And alſo that he would be pleaſed to Excuſe this Houſe from

from the Conſideration of that part of his Speech relating to the Revenue until his Majeſtys pleaſure be known in Anſwer to the Addreſs of the Council and Burgeſſes of the laſt Aſſembly to his Majeſty on that Subject. And to return the particular thanks of this Houſe to his Honour for Acquainting them with the State of the Matters Recommended in his Speech. And that as Soon as he Shall pleaſe to lay before this Houſe the Scheme of the Militia the Houſe will proceed to a due Conſideration thereof

Ordered That the Committee of Propoſitions and Grievances do prepare and bring in an Addreſs upon the Said Reſolution.

Andrew Elmes Edward Dyer Thomas ffrancis and *George Rimington* on their Petition are Admitted Doorkeepers to the Houſe.

Several Propoſitions and Grievances from the Countys of *James City* and *Richmond* were Read and Referr'd to the Conſideration of the Committee of Propoſitions and Grievances to Report their Opinion thereon.

A Petition of *Sarah* and *Elizabeth ffenwick* the Wives of *Robert* and *John Fenwick* of *South Carolina* Referr'd by the Council to y^e^ Conſideration of this Houſe, was Read, Seting forth, That by the great Calamitys lately and Still Attending *South Carolina* and its Inhabitants the Petitioners and Several other Perſons with the Burthenſome and on Such Occaſions uſeleſs part of their ffamilys have in great fear and confuſion deſerted that Colony Seeking Some place where they may probably hope for protection from the Rage of Hunger and the mercileſs Indians until it ſhall pleaſe the Almighty to blow over the Impending Storm And that in the Diſtreſs the Petitioners with thirty one Negros [moſt of them Children] in their two ffamilys did lately Arrive at *Hampton* in this Colony where they were Informed that a Duty of ffive pounds and Six pence is to be paid for every Negro Imported here, But in Regard the Petitioners have not either of them any Intention to Settle in this Colony or to Diſpoſe by Sale any of the Said Negros here but to return with their ffamilys to *South Carolina* So Soon as it can be thought Safe and Convenient. And praying that the Receiver of the Said Dutys may be Ordered not to Demand from either of them any Duty for the Importation of any the Said Thirty one Slaves until Such time as it Shall appear that the Petitioner or one of them do Deſign to Continue and Settle in this Colony or by Sale to Diſpoſe of any the Said Slaves.

Reſolved and accordingly *Ordered*

That no Duty be Demanded from either of the Petitioners for the Importation of any the Said Thirty one Negroes or Slaves until Such time as it ſhall appear that the Petitioners or one of them do Deſign to Continue and Settle in this Colony or by Sale to Diſpoſe of any the Said Slaves.

And then the Houſe Adjourned till to morrow morning Ten a Clock.

Tueſday Auguſt the 9^th^ 1715

A PROPOSITION and Grievance from the County of *Charles City* was Read and Referr'd to the Conſideration of the Committee of Propoſitions and Grievances to Report their Opinion thereon.

A Complaint being made to the Houſe that Some of the Juſtices of *Charles City* County Court at a Court held in that County for Receiving and Certifying Propoſitions and Grievances Refuſed to Receive and cauſe to be Certified the Propoſitions and Grievances of Some of the Inhabitants of the Said County.

Ordered That Such of the Juſtices of the Court of the County of *Charles City* (to witt) M^r^ *Drury Stith* M^r^ *Lewellin Epes* and M^r^ *James Manders* who Refuſed to Receive and cauſe to be Certified the Said Propoſitions and Grievances be Sent for in Cuſtody of the Meſſinger of this Houſe. And that M^r^ *Speaker* iſſue his Warrant accordingly.

A Petition of the Juſtices of the Peace for *James City* County Referr'd by the Council to the Conſideration of this Houſe was Read and Referr'd to the Conſideration of the Committee of Propoſitions and Grievances to Report their Opinion thereon.

M^r^

Mr *Clayton* Reported from the Committee who were appointed to Draw up an Addreſs to be preſented to the Governor That they had drawn up an Addreſs accordingly which they had directed him to Report to the Houſe, and he Read the Same in his Place and Afterwards delivered it in at the Table where the Same was Read and agreed unto by the Houſe.

Reſolved That the Said Addreſs be preſented to the Governor by the whole Houſe.

Ordered That the Committee that prepared the Addreſs do Humbly know the Governors Pleaſure when he will be Attended by this Houſe.

Mr *Clayton* from the Committee of Propoſitions and Grievances Reported That the Said Committee had taken into Conſideration Some of the Matters to them Referr'd and had agreed in a Report thereupon which he Read in his Place and then Delivered in at the Table where the Same being again Read. The Houſe proceeded to the immediate Conſideration of the Report.

And upon Conſideration of the Report of the Said Committee made upon Inſpecting the Journal of the laſt Seſſion of Aſſembly.

The Houſe agreed to the Report of the Committee *Vizt.*

That there is nothing therein neceſſary to be taken in to the Conſideration of this Seſſion.

And upon Conſideration of the Report of the Said Committee made upon the Petition of certain *Nottoway* Indians Praying to be Relieved as is Set forth in their Petition And the Said Committee having likewiſe Reported that it appears to them that their prſent Condition is very deplorable.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Petition be Referr'd to the Honourable the Lieut Governor And that he would be pleaſed to give them Relief therein.

Ordered That Mr *Randolph* Mr *Harriſon* Mr *Harwood* Mr *Minge* and Mr *Hall* Do wait upon the Governor with the Said Petition and Acquaint him with the Reſolve of this Houſe thereupon

Ordered That Mr *Goodrich* Mr *Lear* Mr *Griffin* Mr *Burwell* and Mr *Ball* do carry the Reſolve of this Houſe of yeſterday made upon the Petition of *Sarah* and *Elizabeth ffen-wick* to the Council and Deſire their Concurrence thereunto.

A Petition of *Edward Ripping* was preſented to the Houſe and Read Praying that he may have Levyed for him ffour hundred and Eighty pounds of tobacco Allowed him in the laſt Book of Claims but omitted to be Levyed

Ordered That the Conſideration of the Said Petition be Referr'd to the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion thereon to the Houſe

Several Publick Claims from the County of *James City* were preſented to the Houſe and Referr'd to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion thereon to the Houſe.

A Petition of *Brian Penne* was preſented to the Houſe and Read touching Double Certificates iſſued for taking up his Runaway Negros.

Ordered That the Said Petition be Rejected.

A Motion being made for a further day for the Preſident and Maſters of the College of *William* and *Mary* to be heard by their Council at the Barr of this Houſe touching their Right of Electing a Burgeſs to Serve in this Aſſembly

Ordered That they be heard by their Council at the Bar of the Houſe on *Thurſday* next.

The Houſe being Informed that the Meſſinger had Purſuant to Mr *Speakers* Warrant taken into his Cuſtody *Richard Littlepage* and *Alexander Walker* two of the Juſtices of *New Kent* County Court for Refuſing to Receive and Certify the Propoſitions and Grievances of the People and Inhabitants of the Said County.

They were called to the Barr of the Houſe and Examined touching that Matter.

And then they withdrew.

And

And a Motion being made And the Queſtion being put

That the Said *Richard Littlepage* and *Alexander Walker* make an Humble Acknowledgment of their Error [at the Barr of this Houſe] in Refuſing to Receive and cauſing to be Certified the Propoſitions and Grievances of the People and Inhabitants of *New Kent* County as the Law directs. And then Receive a Repremand from Mr *Speaker*

It was Reſolved in the Affirmative

Then they were again called to the Bar and acquainted with ye Reſolve of the Houſe.

Mr *Walker* accordingly made an Humble Acknowledgment of his Error and Received a Repremand from Mr *Speaker* And then withdrew.

Ordered That the Said *Alexander Walker* be Diſcharged out of Cuſtody paying ffees.

And Mr *Littlepage* at the Bar refuſing to make Such Acknowledgment.

Ordered That he be Continued in Cuſtody of the Meſſinger.

And then the Houſe Adjourned till to morrow morning Ten a Clock

To the Honoble Alaxander Spotſwood *his Majts Lt. Governor of* Virginia

The Humble Addreſs of the Houſe of Burgeſſes.

May it Pleaſe you Sir.

We think our Selves Obliged to return your Honour the thanks of this Houſe for the favor of your Speech in which you are pleaſed to expreſs So great care and concern for the Safety of this Colony and do Aſſure your Honour We are heartily deſireous to Joyn our Endeavours in giving the beſt Advice and Aſſiſtance We can for the better Security and Defence of our Country.

It would be very agreeable to this Houſe to have the Militia of this Colony under a better Regulation, and We ſhall Eſteem it a particular favour if your Honour will be pleaſed to Propoſe a Method by which it may be Rendred more uſeful.

We are Deeply touched with a Sence of the Miſerys with which our fellow Subjects of *South Carolina* are oppreſſed and are willing to Contribute towards the Relief of that Province So far as the Circumſtances of our Country under its preſent Misfortunes can admitt. And that the Succour We ſhall Afford may be given in the moſt acceptable manner, We entreat your Honour to Acquaint this Houſe what Application the Commiſſioners from *South Carolina* have made, what Treaty your Honour did enter into on that Occaſion, And what Supplys may be required to enable your Honour to perform the Same.

We cannot but think it a great Misfortune to this Colony that the ffund given for the Support of this Government Should prove Deficient at a time when there are ſo preſſing Occaſions for money and ye People So unable to Afford any Supplys. And We Humbly hope by your Honours favourable Repreſentation of the Addreſs from the Council and Burgeſſes of the laſt Aſſembly To our Sovereign Lord the King his Majeſty will be graciouſly pleaſed to Supply the Deficiency of that ffund out of his Revenue of Quit Rents.

We do aſſure your Honour Since you have thought fit to Aſſemble us at this time for our Advice and Aſſiſtance on thoſe Extraordinary Occaſions, We ſhall make it our Endeavours to perform the Duty incumbent on us, without regard to any other End than the Glory of God the Service of our King and the welfare of our Country.

Wedneſday Auguſt 10th 1715.

MR *Clayton* Acquainted the Houſe that the Governor had been waited on yeſterday to know his Pleaſure when he would be attended by this Houſe, and that his Honour had been pleaſed to appoint this Morning Ten a Clock in the Council Chamber.

Mr *Randolph* Reported that the Governor had been waited upon with the Petition of the *Nottaway* Indians, and acquainted with the Reſolve of the Houſe upon that Petition. And that his Honour was pleaſed to Say That the Petition was of an Extraordinary nature and that he would ſend his Anſwer to this Houſe in Writing.

Mr

Mr *Speaker* Reported that he with the Houſe had this day Attended the Governor and preſented to him their Addreſs To which his Honour was pleaſed to give this Anſwer.

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

I ſhall lay before you the Several Matters Deſired in your Addreſs: but I muſt tell you that Since you have Rejected that Grievance of the Government which I called you to Redreſs I have nothing now to Recommend to you more Advantagious to your Country than Diſpatch; for I conſider that under the preſent Misfortune of Poverty which you tell me of. your Houſe Sitts at nigh ffourſcore pounds a day charge to this Colony.

A Written Meſſage from the Governor by Mr *Robertſon* was Read and is as followeth *Vizt.*

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

In anſwer to a Verbal Meſſage, which I laſt night Received from you, by one of your Committee Seting forth that your Houſe having had under Conſideration a Petition of the *Nattoway* Indians, has now Sent it and Referred it to me, with your deſire that I would be pleaſed to give Relief therein, I muſt Inform you that it is not Solely in me, no more than in your Houſe, to Repeal or Diſpence with Laws [which is the plain Purport of their Grievance] Nor am I of my Self to make Void Solemn Treatys when once they have been approved by our Sovereign.

If their Repreſentative, whom it Seems they have in your Houſe, can make appear to me that they have been wronged by anyone in this Government, I ſhall take care they be Righted as far as my Authority and the Laws will Allow of. Nor ſhall I deny them, upon Account of this Miſbehaviour of theirs in Applying to your Houſe, the Continuance of the Same Protection which they ought ever to have had

Auguſt the 10th 1715 *A: Spotſwood*

Ordered That the Said Meſſage do Lye upon the Table.

Mr *Clayton* from the Committee of Propoſitions and Grievances Reported that the Said Committee had taken into Conſideration Several of the Matters to them Referr'd and had come to a Reſolution thereupon which they had Directed him to Report to the Houſe which he Read in his place and afterwards Delivered in at the Table where ye Same being Read. The Houſe proceeded to the immediate Conſideration thereof. And the Report was again Read and is as followeth *Vizt*

The Second Propoſition from the County of *King* and *Queen* being Read Praying that all Clauſes in the Law Entituled *an Act for preventing frauds in Tobacco Payments and for the better improving the Staple of tobacco* [except what Relates to the Publick Credit] be Repealed Or otherwiſe that it may be Amended according to the Said Propoſition.

The Grievance from the County of *Richmond* being Read Praying the late tobacco Law may be Repealed or Amended according to their Propoſition

The Grievance from the County of *Nanſemond* being Read Praying that Crop Tobacco may be Shiped as uſual.

That part of the Grievance from the County of *New Kent* Dated *July* the 23d 1715 being Read Praying that Trade and ffreight Tobacco may be Exempted out of the late tobacco Law.

The other Grievance from the County of *New Kent* being Read Praying that Trade and Freight Tobacco may be exempted out of the late Tobacco Law.

That part of the Grievance from the County of *Surry* being Read Praying that the Law Entituled *an Act for preventing frauds in Tobacco payments* &c may be Repealed.

The other Grievance from the County of *Surry* being Read Praying that the Law Entituled *an Act for preventing frauds in tobacco payments* &c may be Repealed

That part of the Grievance from the County of *Prince George* being Read Praying that the Law Entituled *an Act for preventing frauds in Tobacco payments* &c may be Repealed.

That part of the Grievance from the County of *James City* being Read Praying to be Relieved againſt the Law Entituled *an Act for preventing frauds in Tobacco payments* &c

That

That part of the Grievance from the County of *Henrico* being Read Praying the late Law Entituled *an Act for preventing frauds in Tobacco payments* &c may be Repealed.

That part of the Grievance from the County of *King William* being Read Praying that all Clauſes in the Law Entituled *an Act for preventing frauds in tobacco payments* &c may be Repeald'.

That part of the Grievance from the County of *Glouceſter* Complaining of the hardſhips in the aforeſaid Law being Read.

The Grievance from the County of *Eſſex* being Read Praying the aforeſaid Law may be Repealed.

The Grievance from the County of *Stafford* being Read Praying that the Law Entituled *an Act for preventing frauds in tobacco payments* &c may be Repealed

The Grievance from the County of *Lancaſter* being Read Praying that the aforeſ[d] Law may be Repealed.

The Grievance from the County of *Northumberland* being Read Praying the aforeſaid Law may be Repealed or otherwiſe that this Aſſembly would take Such Meaſures therein as to them Shall Seem meet.

The Grievance from the County of *Weſtmoreland* being Read Praying the aforeſaid Law may be Repealed.

That part of the Grievance and Propoſition from the County of *Middleſex* being Read Praying that Several Amendments to the aforeſ[d] Law may be made if it Continues and that another Store houſe may be appointed &c

That part of the Grievance from the County of *Warwick* being Read Complaining of great hardſhips impoſed on them by the aforeſaid Law.

That part of the Grievance from the County of *Iſle of Wight* being Read Praying that the aforeſaid Law may be Repealed.

That part of the Grievance from the County of *Princeſs Ann* being Read Praying that the aforeſaid Law may be Repealed and another made to Redreſs their Grievance.

That part of the Grievance from the County of *Norfolk* being Read Praying Amendments may be made in the aforeſaid Law according to their Propoſition.

That part of the Grievance from the County of *Accomack* being Read Complaining of great hardſhips impoſed on them by the aforeſaid Law and praying to be Redreſſed.

That part of the Grievance from the County of *Northampton* being Read Praying the aforeſaid Law may be Repealed or Amended as Shall be agreed on.

The Grievance from the County of *Charles City* being Read relating to the aforeſaid Law Propoſing that all Clauſes of the Said Law [except what relates to the Publick Levys] may be Repealed and Some Amendments to be made according to their Propoſition.

The Houſe with an Amendment agreed to the Report of the Committee *Viz.*

Reſolved That the Same ought to be Redreſſed and that it may be properly done by a Bill to be brought in to Repeal the Act Entituled *an Act for Preventing frauds in Tobacco payments and for the better Improving the Staple of Tobacco.* And alſo to make Publick Tobacco payments good and convenient.

Ordered That a Bill be brought in upon the Said Reſolution.

Ordered That the Committee of Propoſitions and Grievances do prepare and bring in the Bill.

And then the Houſe Adjourned till to Morrow Morning Ten a Clock.

Thurſday Auguſt the 11[th] 1715.

A PROPOSITION from Several of the Inhabitants of this Colony was Read and Referr'd to the Conſideration of the Committee of Propoſitions and Grievances to Report their Opinion thereupon.

A Claim of *John Broadnax* was preſented to the Houſe and Referr'd to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion thereon to the Houſe.

A

A Written Meſſage from the Governor by Mr *Robertſon* in Relation to the Applications made from *South Carolina*, together with Letters from the Governor and Council of that Province, And the Articles Stipulated between this Government and that of *South Carolina*, and he preſented the Same to the Houſe, wch were Read.

The Written Meſſage from the Governor is as followeth *Viz.*

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

In Anſwer to that part of your Addreſs which relates to the Applications made from *South Carolina*, and the Meaſures taken thereupon.

I ſend you the Letter from the Governor and Council of that Province Sent by their Commiſſioners with the Treaty Concluded for their Aſſiſtance. The number of men which by the Advice of ye Council was Judged fit to be furniſhed from hence is Three hundred, of which there are One hundred and fifty already diſpatched, I cannot lay before you an exact Computation of the charge, becauſe the Expence of Proviſions depends upon the time the men laſt embarked ſhall be in their paſſage, and the facility or difficulty of Lifting and Tranſporting thoſe that are yet to be Raiſed, but I Judge that the whole Expence of Lifting, fitting up platforms for the men, Supplying Some of them with Cloathing, Advance mony paid for the encouragement of others, Subſiſting them till their Embarkation, furniſhing Proviſions for their paſſage, and cleaning and fiting their Arms &c may amont to Thirty Shillings a man or there abouts.

I Judge it would render the Service much more acceptable to our People, if Proviſion were made for Such of them as Shall happen to looſe their Limbs or be otherwiſe Diſabled: And that thoſe who have or Shall Engage, be exempted from payment of Levys. both for this year and Such further time as your Houſe Shall think fit, with what other priviledges you Judge proper for their Encouragement: And if theſe ſhall not prove effectual for obtaining the number of men Deſired, That power be given for impreſſing.

And as by the Treaty with *Carolina*, you will Obſerve that a number of Slaves are to be returned hither to be employed for the benefit of the men engageing in this Service, I Recommend to you to provide that Such Slaves or So many of them as Shall not thereafter be Sold in the Country, be Exempted from the payment of the fifve pounds per head; And that the Veſſels, in which they are imported be alſo exempted from the payment of Port Dutys and other charges.

Auguſt the 10th 1715. *A: Spotſwood*

Reſolved That this Houſe will take the ſaid Meſſage into Conſideration on *Saturday* Morning next.

The Order of the Day being Read for the Preſident and Maſters of the College of *William* and *Mary* to be heard by their Council at the Bar of the Houſe touching their Right of Electing a Burgeſs to Serve in this Aſſembly.

They were accordingly called in and heard upon that Matter.

And then they withdrew.

Reſolved That this Houſe will on *Saturday* next Reſume the Conſideration of the Report of the Committee of Elections and Priviledges touching the Preſident and Maſters of the Said College their Right of Electing a Burgeſs to Serve in this Aſſembly

Reſolved That this Houſe will then alſo take into their Conſideration the Several Matters and Arguments this day Offered at the Barr of this Houſe in maintainance and Defence of the Said Right.

A Propoſition from Several of the Inhabitants of this Colony was preſented to the Houſe and Read Propoſing that a Law be made to Encourage the Teaching the Slaves within this Dominion to Read the Bible and to bring them up in the Chriſtian Religion.

Ordered That the Said Propoſition be Rejected.

A Petition of *Richard Buckner* was preſented to the Houſe and Read Praying an Allowance for Copys of the Laws and Journals of the laſt Seſſion of Aſſembly Delivered to the Governor

Ordered That the Said Petition be Referr'd to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion thereon to the Houſe.

The

The Houſe proceeded to the Conſideration of the Governors written Meſſage of Yeſterday relating to the *Nottaway* Indians, and the Same was Read.

Reſolved That the Indians mentioned in the Said Meſſage have not any Repreſentative in this Houſe.

And then the Houſe Adjourned till to Morrow Morning Ten a Clock.

Friday Auguſt the 12th 1715

THE Houſe being Informed that the Meſſinger had purſuant to Mr *Speakers* Warrant taken into his Cuſtody *Drury Stith Lewellin Epes* and *James Manders* Three of the Juſtices of *Charles City* County Court for Refuſing to Receive and Certify the Propoſitions and Grievances of Some of the Inhabitants of the Said County, and yt they attended at the Door.

They were called in and at the Bar of the Houſe Examined touching that Matter.

And then they withdrew.

Ordered That the Said *Drury Stith Lewellin Epes* and *James Manders* be Diſcharged out of Cuſtody without paying ffees.

A Meſſage from the Council by Mr *Robertſon*. That the Council have agreed to the Reſolve of this Houſe made upon the Petition of *Sarah* and *Elizabeth ffenwick*.

And he preſented to the Houſe a Written Meſſage from the Council, which was Read and is as followeth *Vizt*

By the Council

Mr Speaker and Gentlemen of the Houſe of Burgeſſes.

The Council taking into Conſideration that in the preſent Calamitys of the Province of *South Carolina*, Several of the Inhabitants may probably remove their ffamilys and Slaves hither; and your Houſe having Judged it reaſonable that the Slaves already imported by Mrs *Sarah* and *Elizabeth ffenwick* Should be Exempted from the Payment of the Duty of ffive pounds and Six pence per head, The Council propoſe that the Same Exemption be extended to all others coming from that Province under the like Circumſtances

Auguſt the 12th 1715

The Houſe proceeded to the immediate Conſideration of the Said Meſſage and thereupon.

Reſolved and accordingly *Ordererly* [*Ordered*]

That all Slaves Imported into this Colony from *South Carolina* during the preſent Calamitys of that Province be Exempted from the Payment of the Dutys of ffive pounds and Six pence per head unleſs the Said Slaves after their Importation be expoſed to Sale or be Continued and Setled in this Government.

Ordered That Mr *Jenkins* Mr *Broadnax* Mr *Woodbridge* and Mr *Ball* do carry the Said Reſolve to the Council and Deſire their Concurrence thereunto.

The Houſe being Informed that Mr *Richard Littlepage* and Mr *Thomas Butts* [who were by virtue of Mr *Speakers* Warrant, upon a Complaint made againſt them as Juſtices of *New Kent* County Court, taken into Cuſtody for Refuſing to Receive and Certify ye Propoſitions and Grievances of the People and Inhabitants of that County] have made their Eſcape out of the Cuſtody of the Meſſinger.

Upon a Motion made.

Ordered That the Meſſinger be called to the Bar.

And he was called to the Bar accordingly and Examined concerning the Eſcape of Mr *Littlepage* and Mr *Butts*.

And then he withdrew.

And being again called to the Bar and further Examined.

Reſolved That the Said Meſſinger is Guilty of a Miſdemeanour & Neglect in the Execution of his Office.

Reſolved

Reſolved That Mr *Littlepage* and Mr *Butts* for making their Eſcape out of ye Cuſtody of the Meſſinger of this Houſe are Guilty of a high Miſdemeanour and Contempt of the Authority of this Houſe.

Ordered That Mr *Speaker* iſſue his Warrant to Purſue and Retake the Said *Richard Littlepage* and *Thomas Butts* and them to bring before this Houſe as well to Anſwer their Miſdemeanour and Contempt as the Complaint made againſt them for Refuſing to Receive and Certify the Propoſitions and Grievances of the People and Inhabitants of the County of *New Kent.*

A Meſſage from the Governor by Mr *Robertſon.*

Mr Speaker

I am Commanded by the Governor to Deliver to this Houſe a Written Meſſage from his Honour, with Some Propoſals of a new Regulation of the Militia. And he preſented the Same to the Houſe.

The Said Meſſage and Propoſals were Read. and the Meſſage is as followeth *Vizt.*

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

According to your Deſire in your Addreſs, I now lay before you Some Propoſals for making your Militia more uſeful, in which I have ſet forth Some of the Inconveniencys under which the People Labour, by the preſent Conſtitution; that I may Show you, I am not for abrogating old Laws without giving my Reaſons, I ſhall leave to your Judgment to make Such Additions as you find neceſſary when theſe heads come to be framed into a Bill; and if I find any thing further wanting, it may be properly Supplyed when the Bill comes before the Council

Auguſt the 12th 1715. *A: Spotſwood*

Ordered That the Said Meſſage and Propoſals Do Lye upon the Table.

And then the Houſe Adjourned till to morrow morning Ten a Clock

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Saturday Auguſt the 13th 1715

A COMMISSION from the Governor to Mr *James Shields* to be Meſſinger to the Houſe was Read.

Mr *Clayton* from the Committee of Propoſitions and Grievances Reported that the Said Committee had taken into Conſideration Several of the Matters to them Referr'd and had come to Several Reſolutions thereupon, which they had Directed him to Report to the Houſe which he Read in his Place and then Delivered in at the Table where the Same being again Read. The Houſe proceeded to the immediate Conſideration of the Report.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *King* and *Queen* for Aſcertaining Secretarys Sheriffs Clerks and Conſtables ffees.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That a Bill be prepared and brought in for that Purpoſe.

Ordered That Mr *Jenkins* Mr *Goodrich* Mr *Boush* Mr *Thomas Buckner* Mr *Randolph* and Mr *Jones* Do prepare and bring in the Bill.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *Prince George* That an Act be made to Diſable Naval Officers Agents County Court Clerks and all other perſons whatſoever holding any Office of profit in the Government from Voting in any Aſſembly in this Colony

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That a Bill for that purpoſe be prepared and brought in

Ordered That the Committee of Propoſitions and Grievances do prepare and bring in the Bill.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *Prince George* for preventing Aſſemblys being Continued or kept on foott more than Three years.

The

The Houſe agreed to the Report of the Committee *Vizt*

Reſolved That a Bill be prepared and brought in for that purpoſe.

Ordered That the Committee of Propoſitions and Grievances do prpare and bring in the Bill.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *King* and *Queen* for paying the Burgeſſes of this Colony for the future in Mony to be Raiſed by the Impoſition Acts the Same appearing to be reaſonable.

The Houſe agreed to the Report of the Committee *Vizt*

Reſolved That the Conſideration thereof be Referr'd until the next Seſſion.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *Northampton* that they may have Liberty to pay their Publick dues in Pork Beef and other Country Commoditys.

The Houſe agreed to the Report of the Committee *Vizt*

Reſolved That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *New Kent* for a greater Allowance for killing Wolves And that an Allowance be made for killing Squirrells and Crows.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Propoſition be Rejected.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County of *New Kent* about perſons harbouring poor and impotent Travellers in their Pariſh without giving the Churchwardens Notice.

The Houſe agreed to the Report of the Committee *Vizt*

Reſolved That the Said Propoſition be Rejected.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *Middleſex* for Repealing a Law made for Ringing all Hoggs within the Said County.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That a Bill be prepared and brought in to Repeal the Act Entituled *an Act to prevent Hoggs going at large in the County of* Middleſex.

Ordered That the Committee of Propoſitions and Grievances do prepare and bring in the Bill.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *King* and *Queen* that *Virginia* built Veſſels Owned by the Inhabitants of this Colony be free from all Dutys.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Laws now in force give Sufficient Encouragement for the Same therefore the Said Propoſition be Rejected.

And upon conſideration of the Report of the Said Committee made upon the Propoſition from the County of *King* and *Queen* for Repealing an Act Laying an Impoſition upon Liquors and Slaves. Or Leſſening the Duty upon Slaves.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Propoſition be Rejected.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *King* and *Queen* for Repealing the Law for Regiſtering Births and Burials &c.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Propoſition be Rejected.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *Norfolk* for Paying their Publick Dues in Plank Tarr Shingles and other Country Commoditys at a Price to be Sett thereon.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Propoſition be Rejected.

And

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *Accomack* for Juſtices of the Peace to have Power of Determining Suits under the Value of 500li of tobacco or ffifty Shillings.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *Accomack* for making a Law to Impower the ffreeholders of the Pariſh of *Accomack* to chooſe a Veſtry for the Said Pariſh and that they may have Liberty to Elect a new Veſtry once in every Seven years.

After a Debate the Queſtion was put That the Report of the Committee be agreed to.

Reſolved in the Affirmative and thereupon.

Reſolved That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *Accomack* The Liberty may be given their Inhabitants to pay their Publick Dues in Pork Beef Wheat and other Country Commoditys

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *Iſle of Wight* for paſſing Silver Coin according to the late Queens Proclamation.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Silver Coin is well Settled by Law therefore the Said Propoſition is Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *Iſle of Wight* That Liberty may be given for Paying all Publick Dues in Tarr Corn and other Country Commoditys.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Propoſition be Rejected.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *Surry* That no Impoſition be Laid on any Imported Goods.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Propoſition be Rejected

The Orders of the Day being Read

The Houſe Reſumed the Conſideration of the Report of the Committee of Elections and Priviledges touching the Preſident and Maſters of the College of *William* and *Mary* their Right of Electing a Burgeſs to Serve in this Aſſembly

After a Debate and Some time Spent therein. The Queſtion was put That the Report of the Committee be agreed to.

It was Reſolved in the Affirmative. And thereupon.

Reſolved That Mr *Peter Beverley* who is Returned a Burgeſs to Serve in this preſent General Aſſembly for the Said College hath not any Right to Sit in this Aſſembly as a Member thereof

Ordered That Mr *Marable* be Chairman of the Committee for Publick Claims in the Room of the Said Mr *Beverly.*

Ordered That Mr *Minge* be Added to the Said Committee.

The Houſe proceeded to the Conſideration of the Governors written Meſſage of the 11th Inſtant relating to the Applications made from *South Carolina*, and the Meaſures taken thereupon. The Meſſage was Read, with the Treaty Concluded for the Aſſiſtance of that Province.

And a Debate ariſing thereupon, and after Some time Spent therein.

A Motion was made, That the Debate be Adjourned

Reſolved That the Debate be Adjourned till *Monday* next

Ordered That it be an Inſtruction to the Committee that is appointed to prepare and bring in a Bill to Repeal the Act Entituled *an Act for preventing frauds in Tobacco Payments*

Payments and for the better improving the Staple of Tobacco and alſo to make Publick Tobacco Payments good and convenient. That a Clauſe be Added in the Said Bill for Repealing all Laws and Clauſes of Laws relating to the Said Act.

And then the Houſe adjourned till *Monday* morning Ten a Clock.

Monday Auguſt the 15th 1715

THE Warrant iſſued for the Purſuing and Retaking Mr *Richard Littlepage* and Mr *Thomas Butts* was preſented to the Houſe and the Return thereof was Read in these Words *Viz*t

In purſuance to the above Warrant I went to the Houſe of the aforenamed Mr *Richard Littlepage*, and alſo Sent for the above named *Thomas Butts*, and required them both perſonally to give Obedience to the above Warrant by Surrendering themſelves into my Cuſtody, but they both Refuſed, Saying they knew no Authority the Houſe of Burgeſſes had to Send for them, nor would obey any of their Warrants, on Account of the above Charge.

Reſolved That at Humble Addreſs be preſented to the Governor that he would be pleaſed to give Such Orders and Directions as his Honour Shall think proper and neceſſary for the bringing the Said *Littlepage* and *Butts* before this Houſe to Anſwer for their Repeated Contempts of the Authority of this Houſe

Ordered That the Committee of Elections and Priviledges do prepare and bring in the Addreſs.

A Petition of *Charles Kimball* Referr'd by the Council to the Conſideration of this Houſe was Read and Referr'd to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion thereon to the Houſe.

A Petition of *Miles Cary* was [by Leave of the Houſe] prſented Read and Referr'd to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion thereon to the Houſe.

Mr *Clayton* [according to Order] preſented to the Houſe a Bill for Repealing an Act Entituled *an Act for preventing frauds in Tobacco Payments and for the better Improving the Staple of tobacco* And an Act Entituled *an Act to Continue the Act for prventing fraud in Tobacco Payments and for the better improving the Staple of tobacco* And one Act Entituled *an Act to prevent the Malitious burning or Deſtroying the Publick Storehouſes of tobacco Agents* and two Clauſes in an Act Entituled *an Act for the Relief of Perſons who by reaſon of the Drought of laſt Summer have made Small quantitys of Corn and tobacco and who for want of Conveniency of Shiping have great quantitys of old tobacco by them and for Puniſhing Perſons who Shall carry any Hogſhead of tobacco not Stamped out of this Colony And alſo to make Publick tobacco good and convenient.* And the Same was Received and Read the firſt time and Ordered to be Read a Second time.

The Houſe [according to Order] Reſumed the Debate upon the Governors written Meſſage of the 11th Inſtant and thereupon

Reſolved That this Houſe will endeavour to Raiſe mony Sufficient to Enable the Governor to perform the Treaty he hath Concluded for the Aſſiſtance of *South Carolina*

Ordered That it be Referr'd to the Committee of Propoſitions and Grievances to Conſider of ways and means for the Raiſing Such Mony, and that they Report their proceedings to the Houſe

And a Debate Ariſing. And the Queſtion being put. That Proviſion be made for Such men [already Liſted or hereafter to be Liſted in the Service of *South Carolina*] as Shall happen to Looſe their Limbs or be otherwiſe Diſabled in the Said Service.

It paſſed in the Negative.

Reſolved That thoſe perſons who have or Shall Engage in the Service of *South Carolina*, be Exempted from payment of Levys for this preſent year.

Reſolved

Reſolved That So much as the Levys of Such perſons Shall Amount to be Levyed on the remaining Tithables of that County and Pariſh where their Several and reſpective Liſts of Tithables were given in; And that Such County and Pariſh upon Application to the next Aſſembly be Reimburſed the Same out of the Publick Levy.

Reſolved That Such and So many Slaves as Shall be Imported hither for the benefit of the men Engaging in the Service of *South Carolina* and not thereafter Sold in this Country be Exempted from the payment of the Duty of ffive pounds P head, And that the Veſſels in which they Shall be Imported be alſo Exempted from the payment of Port Dutys and other Charges.

Ordered That a Bill be brought in upon the Said Reſolutions.

Ordered That the Committee of Propoſitions and Grievances do prepare and bring in the Bill.

A Petition of the Juſtices of the Court of the County of *King William* was [by Leave of the Houſe] preſented and Read Praying that this Houſe would Humbly Addreſs his Majeſty in behalf of M^{r} *John Fox* now under Cloſe Confinement for a Debt Due to y^{e} Crown for the Cuſtoms of Tobacco.

Alſo a Petition of the Juſtices of the Court of the County of *New Kent* was preſented to the Houſe was Read to the Same purport.

Ordered That the Said Petitions be Rejected.

A Petition of *Robert Beverley* was preſented to the Houſe and Read Complaining of an undue Election for *James Town* in the County of *James City*.

Ordered That the Conſideration of the Said Petition be Referr'd to the Committee of Elections and Priviledges and that they do Examine the Matter thereof And Report the Same with their Opinion thereon to the Houſe.

And then the Houſe Adjourned till to Morrow Morning Ten a Clock

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Tueſday Auguſt the 16th 1715.

A CLAIM of the preſent Sheriff and a Claim of the late Sheriff of *York* and Several Claims from the County of *Nanſemond* were [by Leave] preſented to the Houſe and Referr'd to the Conſideration of the Committee for Publick Claims to Examine the Matter thereof and Report the Same with their Opinion therein to the Houſe.

M^{r} *Corbin* Reported from the Committee appointed to prepare and draw up an Addreſs to the Governor that they had prepared an Addreſs accordingly which they had directed him to Report to the Houſe which he Read in his Place and then delivered in at the Table where the Same was again Read and with Some Amendments agreed unto by the Houſe and is as followeth *Viz^{t}*.

To the Hono^{ble} Alex^{r} Spotſwood *his Maj^{ts} L^{t} Governor of* Virginia.

The Humble Addreſs of the Houſe of Burgeſſ^{s}

May it Pleaſe your Honour.

We his Majeſtys moſt Dutiful and Loyal Subjects the Burgeſſes Aſſembled Do Humbly beg Leave to Repreſent and Lay before your Honour That *Richard Littlepage* and *Thomas Butts* Gent were by Warrant from the Speaker of this Houſe of Burgeſſes taken into Cuſtody for Miſdemeanour by them Committed and So being in Cuſtody in Contempt of the Authority of this Houſe have made their Eſcape; Whereupon another Warrant being by Order of this Houſe iſſued to the Meſſinger to Purſue and Retake them the Said *Richard Littlepage* and *Thomas Butts*, The Said Meſſinger made Return of the laſt mentioned Warrant (That he had been with M^{r} *Richard Littlepage* and M^{r} *Thomas Butts* and required them both perſonally to give Obedience to y^{e} Said laſt mentioned Warrant by Surrendering themſelves into his Cuſtody, but they both refuſed Saying they knew no Authority the Houſe of Burgeſſes had to Send for them nor would obey any of their Warrants on Account of the above Charge] And the Said Meſſinger

for

for want of force Sufficient to put the Said Warrant in Execution not being able to perform his Office and Duty therein, We truſting your Honour will Support and Maintain this Houſe in their juſt Rights and Priviledges, Humbly pray you will be pleaſed to give Such Orders and Directions for bringing the Said *Richard Littlepage* and *Thomas Butts* to Anſwer their Repeated Contempts and Miſdemeanours before this Houſe As to your Honour will Seem proper

Ordered That the Said Addreſs be fairly tranſcribed and Signed by Mr *Speaker*.

Ordered That the Committee that prepared the Addreſs together with the Committee for Publick Claims do preſent the Same to the Governor

Mr *Corbin* from the Committee of Elections and Priviledges Reported That the Said Committee had taken into Conſideration the Return of the Writt for Election of Burgeſſes for the County of *Warwick* and had come to a Reſolution thereupon which the Committee had Directed him to Report to the Houſe which he Read in his Place and afterwards Delivered in at the Table where the Same was again Read and agreed to by the Houſe and is as followeth *Vizt.*

Reſolved That Mr *William Cole* and Mr *Cole Diggs* are duly Returned Burgeſſes to Serve in this preſent General Aſſembly for the Said County of *Warwick*.

Mr *Corbin* alſo Reported from the Committee of Elections and Priviledges that the Said Committee had taken into Conſideration the Petition of Mr *Robert Beverley* Complaining of the undue Election of *John Clayton* Eſqr Returned a Burgeſs to Serve in this preſent General Aſſembly for *James City* And that the Said Committee had come to a Reſolution thereupon which he Read in his Place and then delivered in at the Table where the Same was again Read and agreed to by the Houſe and is as followeth *Vizt.*

Reſolved That *John Clayton* Eſqr is [according to Law] Duly Elected a Burgeſs to Serve in this preſent General Aſſembly for *James City*.

Ordered That Mr *Armiſtead* Mr *Bird* Mr *Diggs* Mr *Hall* Mr *Lear* Mr *Anderſon* Mr *Prefly* Mr *Minge* Mr *Thomas Buckner* Mr *Marable* Mr *Broadnax* and Mr *Young* do wait upon the Governor and Deſire his Honours Aſſent to the Reſolves of this Houſe made upon the Petition of *Sarah* and *Elizabeth ffenwick*.

And then the Houſe Adjourned till to Morrow Morning Ten a Clock

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Wedneſday Auguſt 17th 1715

A BILL for Repealing an Act Entituled *an Act for preventing frauds in Tobacco payments and for the better improving the Staple of tobacco* And an Act Entituled *an Act to Continue the Act for preventing frauds in tobacco payments and for the better improving the Staple of tobacco* And one Act Entituled *an Act to prevent the Malitious burning or deſtroying the Publick Storchouſes of tobacco Agents* And two Clauſes in an Act Entituled *an Act for the Relief of Perſons who by reaſon of the Drought of laſt Summer have made Small quantitys of Corn and tobacco and who for want of Conveniency of Shiping have great quantitys of old tobacco by them And for puniſhing perſons who Shall carry any hogſhead of Tobacco not ſtamped out of this Colony And alſo to make Publick Tobacco good and convenient* was Read a Second time and Committed to the Committee that prepared it.

Mr *Clayton* Reported from the Committee to whom it was Referred to Conſider of ways and means for Raiſing mony Sufficient to Enable the Governor to perform the Treaty he hath Concluded for ye Aſſiſtance of *South Carolina*, That the Said Committee had Conſidered thereof and had come to a Reſolution thereupon which they had directed him to Report to the Houſe which he Read in his Place and then Delivered in at the Table where the Same being again Read The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That it may be moſt properly done by a Duty of One Shilling Current mony to be Laid upon every hogſhead of Tobacco Exported hence from and after laying the Same until the Fourth of *October* in the year 1716.

Ordered

Ordered That it be an Inſtruction to the Committee to whom the Bill for Repealing the Act Entituled *an Act for preventing frauds in tobacco payments and for the better improving the Staple of tobacco* And an Act Entituled *an Act to Continue the Act for preventing frauds in tobacco payments and for the better improving the Staple of tobacco* And one Act Entituled *an Act to prevent the Malitious burning or Deſtroying the Publick Storehouſes of tobacco Agents* And two Clauſes in an Act Entituled *an Act for the Relief of perſons who by reaſon of the Drought of laſt Summer have made Small quantitys of Corn and Tobacco and who for want of Conveniency of Shiping have great quantitys of old Tobacco by them and for Puniſhing Perſons who Shall carry any hogſhead of tobacco not Stamped out of this Colony And alſo to make Publick Tobacco good and convenient*, is Committed, that they have power to Receive a Clauſe for Raiſing mony Sufficient to Enable the Governor to perform the treaty he hath Concluded for the Aſſiſtance of *South Carolina*.

Mr *Corbin* acquainted the Houſe that the Governor had been waited upon with the Addreſs of this Houſe of yeſterday relating to the repeated Contempts of *Richard Littlepage* and *Thomas Butts* to which his Honor was pleaſed to give this Anſwer.

My concern for the Honour of the Houſe of Burgeſſes Shall always be equal to theirs for the Honour of their Country, and the Executive power Shall Vindicate the Repreſentatives of ye People Conformable to the Support they agree to afford it.

Reſolved That the Governor be further Addreſſed. That he will be pleaſed to give Such immediate Orders and Directions as his Honour ſhall Judge moſt Effectual for the Speedy bringing the Said *Richard Littlepage* and *Thomas Butts* before this Houſe.

Ordered Than [That] an Addreſs be brought in upon the Said Reſolution and yt the Committee of Elections and Priviledges do prepare and bring in the Addreſs

The Houſe proceeded to the Conſideration of the Governors written Meſſage of the 12th Inſtant relating to the Militia and the Same was Read together with his Honours Propoſals for a new Regulation of the Militia and thereupon.

Reſolved That there be a new Regulation of the Militia of this Colony.

Ordered That a Bill be brought in upon the Said Reſolution and that the Committee of Propoſitions and Grievances do prepare and bring in the Bill.

Ordered That the Said Meſſage and Propoſals be referred to the ſaid Committee.

Ordered That it be an Inſtruction to the Said Committee that they Inſpect all the Laws now in force relating to the Militia.

And then the Houſe Adjourned till to morrow morning Ten a Clock.

Thurſday Auguſt ye 18th 1715

MR *Corbin* Reported from the Committee appointed to draw up an Addreſs [upon the Reſolution yeſterday] to be preſented to the Governor that they had drawn up an Addreſs accordingly wch they had Directed him to report to the Houſe which he Read in his Place and then Delivered in at the Table where the Same was Read and with Some Amendments agreed unto by the Houſe and is as followeth *Vizt.*

To the Honourable Alex Spotſwood *his Majtys Lieut. Governor of* Virginia.

The Humble Addreſs of the Houſe of Burgeſſes

May it Pleaſe Yor. Honor.

We his Majeſtys moſt Dutiful and Loyal Subjects the Burgeſſes Aſſembled being moved with the utmoſt Concern for the Support of the Rights and Priviledges of that Houſe whereof We are at this time Members Do moſt Humbly Supplicate your Honour that you will not Reſent our Importunity in making this Second Addreſs and Entreating your Honour to Reflect on the Reiterated Contempts and Violation of the Ancient and undeniable Priviledges of our Houſe Committed by *Richard Littlepage* and *Thomas Butts* of *New Kent* County Set forth in our Addreſs to your Honour of the Sixteenth Inſtant.

'Twas

'Twas your Authority Sir Derived from our Dread Sovereign Lord the King that brought us hither, and your wonted Goodneſs and Juſtice gave us hopes that the Same power that Convened us would Skreen us from the Contumacy not only of thoſe two perſons but alſo from the Calumnies and Reviling Expreſſions of Some other perſons of leſs Account whoſe Inſolence We Conceive had birth from the Impunity of thoſe two Gentlemen.

If our Meritt can Plead no Claime to your Honours favour yet We hope that when your Honour takes into your Conſideration how great Encouragement the unpuniſhed Eſcapes and open Contempts of theſe, may afford to other Licentious perſons, you will Concurr with us in our Sentiments that the ffreedome and Priviledges of this Houſe are in Danger of being utterly Subverted and that the Rights and Priviledges it has heretofore from its Infancy Enjoyed may be defended to Succeeding Aſſemblys Whom We pray may have no leſs Concern, but far greater Opportunity to promote the Honour of this Country, than We have now under its preſent Preſſures of Poverty.

We truſting your Honour will defend and maintain this Houſe in their Ancient Rights and Priviledges Aſſured to us by your Honour at the Opening this Seſſion, Humbly entreat your Honour will be pleaſed to give Such immediate Orders and Directions for the Speedy bringing the Said *Richard Littlepage* and *Thomas Butts* before this Houſe to Anſwer their Said Contempts and Miſdemeanours as your Honour Shall Judge moſt effectual for that Purpoſe.

Ordered That the Said Addreſs be fairly tranſcribed and Signed by Mr *Speaker.*

Ordered That the Committee of Elections and Priviledges the Committee of Claims and Seven Members more [to witt] Mr *Cole* Mr *Hall* Mr *Johnſon* Mr *Ball* Mr *Broadnax* Mr *Lear* and Mr *Woodbridge* do preſent the Same to the Governor.

Mr *Clayton* Reported from the Committee to whom the Bill for Repealing the Act Entituled *an Act for preventing frauds in tobacco payments and for the better improving the Staple of tobacco* And an Act Entituled *an Act to Continue the Act for preventing frauds in tobacco payments and for the better Improving ye Staple of Tobacco* And one Act Entituled *an Act to prevent the Malitious burning or Deſtroying the Publick Storehouſes of Tobacco Agents* and two Clauſes of an Act Entituled *an Act for the Relief of Perſons who by reaſon of the Drought of laſt Summer have made Small quantitys of Corn and Tobacco and who for want of Conveniency of Shiping have great quantitys of old Tobacco by them and for Puniſhing Perſons who ſhall carry any hogſhead of Tobacco not Stamped out of this Colony And alſo to make Publick Tobacco good and convenient* was Committed; that they had made Several Amendmts to the Bill and an Amendment to the Title of the Bill which they had Directed him to Report to the Houſe which he Read in his Place and then Delivered in at the Table where the Same were Read and agreed unto by the Houſe, and another Amendment was made by the Houſe to the Bill.

Ordered That the Bill with the Amendments be Ingroſſed.

Mr *Clayton* alſo Reported from the Committee of Propoſitions and Grievances That the Said Committee had taken into Conſideration a Propoſition from the County of *Prince George* and had come to a Reſolution thereupon which they had directed him to Report to the Houſe which he Read in his Place and afterwards Delivered in at the Table where the Same was again Read.

The Houſe proceeded to the immediate Conſideration of the Said Report.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *Prince George* for Seperating thoſe parts of the Pariſhes of *Weſtover* and *Waynoak* lying in the Said County by *James* River and Joyning them to the Pariſh of *Martin Brandon* and part of *Briſtol* Pariſh in the Said County and for Dividing and making the Said Pariſhes So Seperated and Joyned two Diſtinct Pariſhes.

The Houſe agreed to the Report of the Committee *Viz*t

Reſolved That it will be for the conveniency of the People of thoſe parts of the Pariſhes of *Weſtover* and *Waynoake* lying on the South Side of *James* River to be united with the Pariſh of *Martin Brandon* in the Said County of *Prince George* and made one

Diſtinct

Diſtinct Pariſh, And that thoſe parts of the Said Pariſhes of *Weſtover* and *Waynoak* lying on the North Side of *James* River be united and made one other Diſtinct Pariſh.

Ordered That a Bill be brought in upon the Said Reſolution and that Mr *Goodrich* Mr *Hall* Mr *Harwood* and Mr *Minge* do prepare and bring in the Bill.

And then the Houſe Adjourned till to morrow morning Ten a Clock.

Friday Auguſt the 19th 1715.

MR *Corbin* Acquainted the Houſe that the Governor had been preſented with the Addreſs of this Houſe of yeſterday, and that his Honour was pleaſed to Say he would Send his Anſwer to the Addreſs in Writing.

An Ingroſſed Bill to Repeal certain Acts and Clauſes of an Act therein mentioned and for making payments of Publick Tobacco good and convenient and for Laying a Duty upon Tobacco was Read the third time and Some Small Amendments were made by the Houſe to the Bill.

Reſolved That the Bill do paſs.

Ordered That the Committee of Propoſitions and Grievances do carry the Bill to the Council and Deſire their Concurrence thereunto.

Mr *Goodrich* [according to Order] preſented to the Houſe a Bill to Divide thoſe parts of the Pariſhes of *Weſtover* and *Waynoake* which Lye on the South Side *James* River from thoſe parts of the Said Pariſhes which Lye on the North Side the Said River and for Uniting *Weſtover* and *Waynoak* Pariſhes on the South Side *James* River to *Martin brandon* Pariſh in the County of *Prince George* and for making *Charles City* County one entire Pariſh And ye Same was Recieved and Read the firſt time and Ordered to be Read a Second time.

Mr *Blackborn* moving for Leave to go into the Country on his Extraordinary Occaſions Leave is accordingly given him.

A Written Meſſage from the Governor by Mr *Robertſon* in Anſwer to the Addreſs of this Houſe of yeſterday.

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

I am Sorry to find your utmoſt Concern to be about what you call the Rights and Priviledges of your Houſe, while you Seem to Reſerve none for the Diſtreſſed Condition of your Neighbours, and teſtify the greateſt Indifference for the Safety and Honour of your Country.

I cannot but think that what I Recommended to you at the Opening of this Seſſion is more material, and of a nature more needing Diſpatch than what you on the 16th Inſtant Addreſſed me for: And if I waited Six days for your Anſwer, and Still Acquieſce under the proſpect of no performance on your parts. Me thinks you Alſo might have had Patience for Some time longer than two Days, e're you expected I ſhould fully Comply with what you had asked.

I am ready to Aſſiſt your Houſe in the Maintainance of its juſt Rights and Priviledges, but you muſt Excuſe me from Aiding in any of your Invaſions upon the Prerogative, nor can I Join to Defend all that you may call your Ancient Priviledges. for then your Houſe might Reaſſume the power of appointing all the Juſtices of Peace, as it did in former days. And Such an Authority Veſted again in you, would not be more Repugnant to the Conſtitution of *England* [which theſe Colonys are to Conform to] than that which you are now pretending to, *Viz*t, That your Houſe ſhall be the Court of Judicature, where Juſtices ſhall be tryed and final Sentence paſſed upon them, for their Judgment given upon the Bench, even in Matters that do not Concern the Burgeſſes Aſſembly.

You have an Officer authorized to bring before you all Perſons whom you want to Examine, and likewiſe to keep in Cuſtody all thoſe you find Guilty of a breach of your Priviledges. And I have not underſtood that any one yet has refuſed to appear and Anſwer to any Accuſation of that kind, or to Submit to the Cenſures of your Houſe for

any

any Offence committed againſt it: even the two Gentlemen you complain of, obediently and reſpectfully Attended purpuſuant [purſuant] to your Orders; but if you will Charge them with only Miſdemeanours, which ought not to be in Judgment before you, and they will not Submit to the Sentence you paſs upon them for the Same, I for my part muſt deſire to be Excuſed from medling in a Conteſt that I obſerve had been very irregularly begun

And Seeing your proceedings make the Load of Government Sit already heavily Enough upon my Shoulders, I have the more reaſon to decline taking up any other Burthens, in this perillous Juncture of Affairs, than Such as Regard the Prſent Safety of the Country.

Auguſt 19th 1715 *A: Spotſwood*

Ordered That the Said Meſſage Do Lye upon the Table.

And then the Houſe Adjourned till to Morrow morning Ten a Clock

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Saturday Auguſt the 20th 1715

THE Houſe proceeded to the Conſideration of the Governors written Meſſage of yeſterday, And thereupon

Reſolved That the Houſe have an undoubted Right of Receiving hearing and Redreſſing the Grievances of the Inhabitants of this Colony when legally Certified, and that *Richard Littlepage* and *Thomas Butts* two of the Juſtices of *New Kent* County Court at a Court held in the Said County for Receiving and Certifying the Propoſitions and Grievances of the People and Inhabitants of the Said County, their Refuſing to Receive and Certify the Propoſitions and Grievances of the People and Inhabitants of the Said County is Arbitrary and illegal and a Subverting of the Rights and Libertys of the People.

Reſolved That this Houſe in Sending for *Richard Littlepage* and *Thomas Butts* two of the Juſtices of *New Kent* County Court in Cuſtody of the Meſſinger of this Houſe, for their Refuſing to Receive and Certify the Propoſitions and Grievances of the People and Inhabitants of the Said County Did not intend to Invade and are of Opinion have not Invaded any part of the Royal Prerogative.

Reſolved That the Said *Richard Littlepage* and *Thomas Butts* in Diſobeying the Orders of this Houſe, Eſcaping out of the Cuſtody of the Meſſinger, and Contemning the Authority of this Houſe, are Guilty of a great Miſdemeanour and Contempt and ought to be Puniſhed for the Same.

Reſolved That the Said *Richard Littlepage* and *Thomas Butts* ought to be Compelled to appear and Anſwer their Said Miſdemeanour and Contempt at the Bar of this Houſe.

Reſolved That a Suitable Addreſs to the Governor be drawn up upon the Said Meſſage

Ordered That the Committee of Elections and Priviledges together with Mr *Bouſh* Mr *Jones* and Mr *Goodrich* do prepare and bring in the Addreſs

Mr *Clayton* from the Committee of Propoſitions & Grievances Reported that the Said Committee had taken into Conſideration Several of the Matters to them Referr'd and had come to Several Reſolutions thereupon which they had directed him to Report to the Houſe which he Read in his place and afterwards Delivered in at the Table where the ſame being again Read. The Houſe proceeded to the immediate Conſideration of the Said Report.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *Princeſs Ann* for paying the Burgeſſes of the reſpective Countys out of the Dutys ariſing from Goods Imported.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the further Conſideration of the Said Propoſition be Referr'd until the next Seſſion.

And

And upon Conſideration of the Petition of the Inhabitants of the *Manican* Town Praying that Leave may be given them to pay their Publick and County Dues in fflax Hemp and Cotton.

After a Debate the Queſtion was put, That the Report of y^e^ Committee be agreed to. It paſſed in the Negative and thereupon.

Ordered That the Said Petition be Rejected.

And upon Conſideration of the Petition from the Juſtices of *James City* County Praying that the Capitol Square may be Added to the Said County for a Conveniency of holding their Court therein.

The Houſe agreed to the Report of the Committee *Vizt*,

Reſolved That the Said Petition be Rejected

And upon Conſideration of the Propoſition from the County of *James City* Praying that the Court Houſe of the Said County may be Continued in the place it formerly Stood or Settled at Some Convenient place as near as may be to the Centre of y^e^ County.

The Houſe agreed to the Report of the Committee with an Amendment, and thereupon.

Reſolved That *Williamſburgh* the Place where the Court for the Said County is appointed to be held is very inconvenient to the greateſt part of the Inhabitants of the Said County, therefore that an Humble Addreſs to the Governor in behalf of y^e^ People be prepared and brought in Praying that he would be pleaſed to give Leave that the Court Houſe for the Said County may be Erected in *James City* or Some other Convenient Place in the Said County.

Ordered That M^r^ *Clayton* M^r^ *Marable* and M^r^ *Broadnax* do prepare and bring in the Said Addreſs.

M^r^ *Clāyton* [according to Order] preſented to the Houſe a Bill to Repeal an Act Entitled *an Act to prevent Hoggs going at large in the County of* Middleſex and the Same was Received and Read the firſt time and Ordered to be Read a Second time.

A Bill to Divide thoſe parts of the Pariſhes of *Weſtover* and *Waynoak* which Lye on the South Side *James* River from thoſe parts of the Said Pariſhes which Lye on the North Side the Said River And for uniting *Weſtover* and *Waynoak* Pariſhes on the South Side *James* River to *Martin brandon* Pariſh in y^e^ County of *Prince George* and for making *Charles City* County one entire Pariſh was Read a Second time and Several Amendments were made by the Houſe to the Bill.

Ordered That the Bill with the Amendments be Ingroſſed.

And then the Houſe Adjourned till *Monday* morning Ten a Clock.

Monday Auguſt the 22^d^ 1715.

A BILL to Repeal an Act Entituled *an Act to prevent Hoggs going at large in the County of* Middleſex was Read a Second time.

Ordered That the Bill be Ingroſſed.

An Ingroſſed Bill to Divide thoſe parts of the Pariſhes of *Weſtover* and *Waynoak* which Lye on the South Side *James* River from thoſe parts of the Said Pariſhes which Lye on the North Side the Said River and for uniting *Weſtover* and *Waynoak* Pariſhes on the South Side *James* River to *Martin brandon* Pariſh in the County of *Prince George* and for making *Charles City* County one entire Pariſh was Read the Third time.

Reſolved That the Bill do Paſs

Ordered That M^r^ *Goodrich* M^r^ *Hall* M^r^ *Harwood* M^r^ *Minge* M^r^ *Cocke* and M^r^ *Harriſon* Do carry the Bill to the Council and deſire their Concurrence thereunto.

M^r^ *Corbin* Reported from the Committee appointed to draw up an Addreſs upon the Governor's written Meſſage of *Friday* laſt that they had drawn up an Addreſs accordingly

ingly which they had directed him to Report to the Houſe, which he Read in his Place and then Delivered in at the Table where the Same was Read and agreed unto by the Houſe.

Ordered That the Said Addreſs be fairly tranſcribed and Signed by Mr *Speaker.*

Ordered That the Committee that prepared the Addreſs together with Mr *Meriwether* Mr *Aſhton* Mr *Robinſon* Mr *Maſon* Mr *Harriſon* Mr *Burwell* Mr *Barbar* Mr *Bird* Mr *Neal* Mr *Diggs* Mr *Cocke* Mr *Minge* Mr *Hall* Mr *Lear* Mr *Crafford* Mr *Armiſtead* Mr *Young* Mr *Ball* and Mr *Anderſon* Do preſent the Same to the Governor.

A Meſſage from the Council by Mr *Robertſon.* That the Council have paſſed a Bill Entituled *an Additional Act for Remedying certain Inconveniencys in an Act made in the twelfth year of her late Majeſtys Rign Entituled an Act for preventing frauds in Tobacco payments and for the better Improving the Staple of Tobacco* to which ye Council Deſire the Concurrence of this Houſe

And then the Houſe Adjourned till to morrow morning Ten a Clock.

To the Honoble Alexander Spotſwood *his Majts Lieut. Governor of* Virga

The Humble Addreſs of the Houſe of Burgs

Honoured Sir

We the Burgeſſes now Aſſembled are heartily Sorry that your Honour is not better Appriſed of our Concern for the Diſtreſs of our Neighbours And that you Should have any Apprehenſion of an Indifference in us for the Safety of our Country after We have given So full Aſſurances of our unfeigned zeal for its Preſervation.

In our Addreſs to your Honour of the Ninth Inſtant We Declared our Intentions of giving all the Supplys to the Support of *South Carolina* that the State of our Country would afford and therein Signified that We Should not Act from any other Motive or Principles than a zeal for the Glory of God, the Service of our King and the welfare of our Country.

And We cannot beleive that your Honour is unacquainted with our Reſolutions and Endeavours to bring our promiſes into real performances; But if the Low Condition of our Country which is reduced to the laſt degree of poverty by ye many Engagements it lately Lay under, And the General Grievance of thoſe people whom We Repreſent claimed any part of our Conſideration We hope Your Honour will Excuſe our not anſwering what you were pleaſed to Recommend to us in reference to *South Carolina* till We had Conſidered how to fall upon Such Methods as Should be moſt agreeable to Redreſs them and leaſt Burthenſome to our Selves.

To manifeſt our Commiſſeration towards thoſe People We have paſſed a Bill for Raiſing what mony your Honour Propoſed would be needful for the Relief of that Province, and to Evince your Honour that we have no other means to Redreſs them, than by eaſing our own People of thoſe Burthens which they Complain Lye So uneaſy on them and which was Repreſented to us as the General Grievance of this Country, We have made Proviſion for both in one Bill without which we are not of ability to afford any Such Supplys as are required.

If We deemed our Selves under an Obligation to Expedite our Second Addreſs to your Honour for your Aſſiſtance in Defence of thoſe Rights and Priviledges which our Anceſtors for a long and uninterrupted Series of time Enjoyed under the Adminiſtration of all your Predeceſſors and which We believed were infringed not only by Mr *Littlepage* and Mr *Butts* but alſo by others encouraged from their unjuſtifiable Contempts We hope the Reſolutions of our Houſe may entitle us to your favourable Conſtruction upon our Proceedings and Plead for our Impatience.

We aſſure your Honour that no Deſires of invading upon the Royal Prerogative Shall have the leaſt Entertainment in our Breaſts; Neither do We pretend to Claim any Priviledge of Conſtituting the Juſtices of the Peace, but Suffer us Sir to Say that when Juſtices in Caſes where they are not Judicial but Miniſterial only will Aſſume a Juriſdiction and by their Judgment Debarr the People and their Repreſentatives of the Rightful ways and means preſcribed by Law for Redreſſing their Grievances by

Excluding

Excluding them from a true Repreſentation thereof. We believe that Such Matters do concern the Burgeſſes in Aſſembly and We rather incline to that Opinion becauſe the Law has not made any other Proviſion in that Caſe

Surely the Caſe of thoſe two Gentlemen has been Repreſented to your Honour in more favourable Colors than ever it appeared to us We aſſure you Sir that one of them never appeared before our Houſe and he that did by his behaviour Shewed So much Diſreſpect that every Word & Action carryed with it an Air of Scorn and Contempt.

Our reſpect for the Authority Veſted in your Honour Excites us to Exert our utmoſt Efforts to amove whatſoever may obſtruct the facility of your Honours Government And We Shall always Shew a Dutiful regard to your Honours Commands with a Steady Reſolution to Act nothing that Shall tend to the preſent or future Diſadvantage of our Country.

Suffer us yet [without incurring your Honours Diſpleaſure] to Say that thoſe beginings if We have not your Honours Aſſiſtance will be So improved that whatever is Reſolved in our Houſe contrary to the Humour of any Diſaffected Perſons will be turned into Ridicule by them and the Authority of y^e^ Houſe of Burgeſſes will fall away inſenſibly till it becomes nothing but Shadow and name. And as We believe M^r^ *Littlepage* and M^r^ *Butts* grounded their Contempts upon Some Aſſurance of our Diſability without Some other Aids So We are fully Convinced that their unpuniſhed Miſdemeanours will lay the foundation of Such future Contempts as a Sad experience will Inform us had better have been Suppreſſed in their Riſe than puniſhed in their full growth.

Auguſt the 22^th^ 1715

Tueſday Auguſt the 23^d^ 1715

MR *Corbin* acquainted the Houſe that the Governor had been preſented with the Addreſs of this Houſe of yeſterday and that his Honour was pleaſed to Say that it was of that Length that it required an Anſwer in Writing.

An Ingroſſed Bill to Repeal an Act Entituled *an Act to prevent Hoggs going at large in the County of* Middleſex was Read the Third time.

Reſolved That the Bill do paſs.

Ordered That M^r^ *Corbin* M^r^ *Hammerton* M^r^ *Bird* M^r^ *Conway* and M^r^ *Ball* do carry the Bill to the Council and deſire their Concurrence thereunto.

An Ingroſſed Bill from the Council Entituled *an Additional Act for Remedying certain Inconveniencys in an Act made in the twelfth year of her late Majeſtys Reign Entituled an Act for preventing frauds in Tobacco payments and for the better improving the Staple of tobacco* was Read the firſt time. And after a Debate the Queſtion was put That the Bill be Read a Second time.

It paſſed in the Negative

A Written Meſſage from the Council by M^r^ *Robertſon*

By the Council

Mr. Speaker and Gentlemen of the Houſe of Burgeſſes

The Council having had under Conſideration a Reſolve of your Houſe of *Saturday* laſt in theſe Words *Viz.t*

"*Reſolved* That this Houſe have an undoubted Right of Receiving hearing and "Redreſſing the Grievances of the Inhabitants of this Colony when legally Certified.

By which it would Seem as if the Burgeſſes would aſſume to themſelves alone a power which neither Houſe can challenge Singly, nor both, without the Governor's Concurrence. The Council therefore hope that as the Burgeſſes cannot be ignorant that the power of Redreſſing the Grievances of the People is Lodged in the whole General Aſſembly, and not in any one part thereof, your Houſe will either Recede from or So explain the aforeſaid Reſolve that the Rights and Priviledges of the Council in Aſſembly may not be infringed thereby.

It

It is plain by the very Words of the Law that all Propoſitions and Grievances ought to be Certifyed by the General Aſſembly, and it has been the conſtant Practice heretofore, that Such Grievances as have been So Directed have been firſt preſented to and Conſidered by the Council and then Referr'd to your Houſe yet it appears that Sundry Propoſitions and Grievances Directed to the General Aſſembly, have been this Seſſion Conſidered in your Houſe without being ever Communicated to the Council as of Right they ought to have been in the firſt place as they are the upper Houſe of Aſſembly. The Council therefore expect from the Juſtice of your Houſe that whatever of that kind may have happen'd through inadvertency Shall not be Drawn into Preſident for the future to the Prejudice of the Rights and Priviledges of the Council

Ordered That the Said Meſſage Do Lye upon the Table.

And then the Houſe Adjourned till to morrow morning ten a Clock.

Wedneſday Auguſt the 24th 1715

MR *Clayton* [according to Order] preſented to the Houſe a Bill for Amending an Act Entituled *an Act for Setling the Militia and the better Regulation thereof and for allowing them Pay:* And the Same was Received and Read the firſt time and Ordered to be Read a Second time.

Mr *Jenkins* [according to Order] preſented to the Houſe a Bill for Regulating and Aſcertaining Secretarys County Court Clerks Sheriffs Coroners and Conſtables ffees, and the Same was Received and Read the firſt and Ordered to be Read a Second time

A Claim from the County of *Elizabeth City* was [by Leave of the Houſe] preſented and Referr'd to the Conſideration of the Committee for Publick Claims to Examine ye Matter thereof and Report the Same with their Opinion thereon to the Houſe.

A Motion being made and the Queſtion being put. That Leave be given to bring in a Bill to Amend the Act Entituled *an Act for preventing frauds in tobacco payments and for the better improving the Staple of tobacco.*

It paſſed in the Negative.

The Houſe proceeded to the Conſideration of the Councils written Meſſage of yeſterday relating to a Reſolve of this Houſe of *Saturday* laſt touching their Right of Redreſſing Grievances and thereupon.

Reſolved That a Suitable Meſſage in Writing be Sent to the Council in Anſwer to their Said Meſſage of yeſterday.

Ordered That the Committee of Propoſitions and Grievances do prepare and bring in the Meſſage.

And then the Houſe Adjourned till tomorrow morning Ten a Clock.

Thurſday Auguſt the 25th 1715.

A PETITION of Mr *Secretary Cocke* Referr'd by the Council to the Conſideration of this Houſe was Read Praying to be allowed for twenty eight Writts iſſued out of his Office for Election of Burgeſſes to Serve in this Aſſembly.

A Petition of Mr *Chichely Corbin Thacker* Referr'd by the Council to the Conſideration of this Houſe was Read Praying his uſual allowance for Publick Services

Ordered That the Said Petitions be Referr'd to the Conſideration of the Committee for Publick Claims to Examine ye Matter thereof and Report the Same with their Opinion therein to the Houſe.

Mr *Clayton* Reported from the Committee appointed to prepare a written Meſſage to the Council that they had prepared a Meſſage accordingly which he preſented to ye Houſe and the Same was Read and agreed unto by the Houſe and is as followeth.

By the Burgeſſes.

May it Pleaſe your Honrs

The Burgeſſes having taken into Conſideration ye Meſſage Sent by your Honours to this Houſe the 23d Inſtant whereby your Honours Deſire this Houſe to Recede from or

Explain

Explain a Reſolve made on *Saturday* laſt by which this Houſe hath Aſſerted their undoubted Right of Receiving hearing and Redreſſing the Grievances of the Inhabitants of this Colony when legally Certifyed.

We do aſſure your Honours this Houſe did not intend by the Said Reſolve to Aſſume to themſelves a Right of Redreſſing Grievances Excluſive of the Council or the Governor and with due Submiſſion to your Honours Do think the Words of the Said Reſolve do import no more than that this Houſe hath Right to Receive and hear Grievances legally Certified in Order to prepare Bills for Redreſſing Such of them as We ſhall Judge proper for the Concurrence of the Council thereto.

The Law does require all Propoſitions and Grievances to be Certified to the General Aſſembly and to be delivered to the Burgeſſes by them to be preſented accordingly the manner of Directing them is not appointed by Law, and it has been done after divers forms and Some times they have been preſented without any Direction and as this Houſe Conſtitutes that part of the Legiſlative which Repreſents the People from whom the Propoſitions and Grievances have their Riſe, We humbly Conceive this Houſe may properly and lawfully Receive and hear in Order to Redreſs all Propoſitions and Grievances not particularly Addreſſed to the Council or the Governor.

Neverthelefs this Houſe being Deſirous to Eſtabliſh and maintain a good underſtanding with your Honours of the Council and to give you the fulleſt Light We can into y^e^ State of the Affairs of this Country are very willing to tranſmitt to your Houſe all Such Propoſitions and Grievances as now are or at any time hereafter Shall be Delivered to this Houſe for your peruſal when you Shall think fit to require the Same, and Humbly hope your Honours will believe this Houſe will not at any time Attempt to Invade any of the Priviledges of the upper Houſe.

Auguſt 25^th^ 1715

Ordered That the Said Meſſage be fairly tranſcribed and Signed by the Clerk of this Houſe. And that the Committee of Propoſitions and Grievances Do carry the Meſſage to the Council.

M^r^ *Clayton* from the Committee of Propoſitions and Grievances Reported that the Said Committee had taken into Conſideration a Propoſition from *James City* County and had come to a Reſolution thereupon which they had directed him to Report to the Houſe which he Read in his place and afterwards Delivered in at the table where the Same being again Read. The Houſe proceeded to the immediate Conſideracon of the Said Report.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from *James City* County that Goods taken in Execution may be Expoſed to Publick Sale [if not Redeemed] or that Proviſion be made for a more Juſt Valuation of Such Goods.

After a Debate the Queſtion was put that the Report of the Committee be agreed to.

It paſſed in the Negative

A Bill for amending an Act Entituled *an Act for Setling the Militia and the better Regulation thereof and for Allowing them pay* was Read a Second time.

After a Debate and Some time Spent therein, the Queſtion was put that the Bill be Committed.

Reſolved in the Affirmative

Ordered That the Bill be Committed to the Committee that prepared it.

And then the Houſe Adjourned till to morrow morning Ten a Clock.

Friday Auguſt the 26^th^ 1715

MR *Clayton* Reported from the Committee to whom the Bill for amending an Act Entituled *an Act for Setling the Militia and the better Regulation thereof and for allowing them pay* was Committed that the Said Committee had made Several Amendments to the Bill which they had Directed him to Report to the Houſe which he Read in his Place and then Delivered in at the Table where the Same were Read

And

And a Motion being made and the Queſtion being put. That the Houſe proceed to the neceſſary buſineſs of the Houſe.

It was Reſolved in the affirmative.

Then the Houſe proceeded to the Conſideration of the Said Amendments and the Same were again Read and Agreed unto by the Houſe, and Several other Amendments were made by the Houſe to the Bill.

Ordered That the Bill with the Amendments be Ingroſſed.

Mr *Young* moving for Leave to go into the Country on his Extraordinary Occaſions Leave is accordingly given him.

Mr *Crafford* moving for Leave to go into the Country on his extraordinary Occaſions Leave is accordingly given him and he is Ordered to Attend the Service of the Houſe again on *Wedneſday* next.

Mr *Jenkins* moving for Leave to go into the Country on his extraordinary Occaſions Leave is accordingly given him and he is Ordered to Attend the Service of the Houſe again on *Tueſday* next.

Mr *Lear* and Mr *Stanop* Severally moving for Leave to go into the Country for Recovery of their health Leave is accordingly given them

Mr *Clayton* Reported from the Committee appointed to draw up an Addreſs to the Governor upon the Reſolution of this Houſe of *Saturday* laſt That they had Drawn up an Addreſs accordingly which they had directed him to Report to the Houſe which he Read in his place and then Delivered in at the Table where the Same was Read and agreed unto by the Houſe.

Ordered That the Said Addreſs be fairly tranſcribed and Signed by Mr *Speaker*

Ordered That the Committee that prepared the Addreſs together with the Committee for Publick Claims Do preſent the Same to the Governor.

A Bill for Regulating and Aſcertaining Secretarys County Court Clerks Sheriffs Coroners and Conſtables ffees was Read a Second time and Committed to the Committee that prepared it.

Ordered That Mr *Corbin* Mr *Marable* Mr *Cocke* Mr *Broadnax* and Mr *Hall* be Added to the Said Committee.

And then the Houſe Adjourned till to morrow morning Ten a Clock.

To the Honoble Alexander Spotſwood *his Majtys Lieu^t Governor of* Virga

The Humble Addreſs of the Houſe of Burgeſſes

May it Pleaſe Yor Honor

We his Majeſtys moſt Dutiful and Loyal Subjects ye Burgeſſes now Aſſembled Humbly beg Leave to Repreſent to your Honour that We having Conſidered the Grievance preſented to this Houſe from Several of the Inhabitants of the County of *James City* that by application of ffour of the Juſtices of the Said County [when the Court conſiſted of Six] the Court for the Said County is lately removed from *James City* to *Williamſburgh* which laſt mentioned place being Scituate at almoſt the extream end of the Said County is very inconvenient to the greateſt number of the Inhabitants thereof whoſe buſineſs requires their frequent Attendance at the Said Court more eſpecially to thoſe who Reſide on the Weſtern Side of the River *Chiccohominy* and divers of the Said Inhabitants having propoſed to this Houſe to Erect a Court Houſe together with all other buildings by Law required to be built as incident thereto at their own proper coſt and charge without burthening the People with a Levy for that Occaſion: If your Honour will be pleaſed to permitt the Said Court to be held at Some other place more convenient to the Inhabitants of the Said County than the City of *Williamſburgh*.

We therefore in moſt humble manner beg Leave to Repreſent the Caſe of the Said Inhabitants to your Honour for your favour therein and intreat your Honour that you will be pleaſed to permit the Said Inhabitants to provide a Court Houſe and Such other neceſſary Edifices as are by Law required to be Erected at their coſt and charge without laying a Levy for the Same either at *James City* where the Court for the Said County hath

hath been kept time out of mind or Some other place nearer the Center of the Said County And that you will be pleaſed to Order the Juſtices of the Peace for the Said County to hold the Court at Such place.

Auguſt 26th 1715.

Saturday Auguſt 27th 1715

MR *Marable* from the Committee for Publick Claims Reported that the Said Committee had taken into Conſideration the Several Claims to them Referr'd and therein had agreed upon Several Reſolutions which they had entred into a Book called the Book of Reports of the Committee for Publick Claims which he preſented to the Houſe and the Same was Received.

Mr *Clayton* acquainted the Houſe that their Addreſs of yeſterday hath been preſented to the Governor, and that his Honour was pleaſed to give this Anſwer *Vizt.*

I know by what Malignant perſon that Grievance was drawn up and in what unlawful manner it was got Signed and after ffive years Reſidence upon the borders of *James City* County, I think it hard that I may not be allowed to be as good a Judge as Mr *Marable's* Rable of a proper Place for the Court houſe.

To remove a County Court upon the Application of its Juſtices (as I have done) is expreſly according to the Law of this Colony, and I am not inclinable to do extraordinary Acts meerly to gratify the humour of Some perſons who make it their greateſt Meritt with the people to oppoſe whatever may be for the intereſt and Dignity of this his Majeſtys Government.

A Motion was made that a Reſolve be Entred relating to Some of the Matters contained in a Proclamation lately iſſued by the Governor.

And then another Motion was made, And the Queſtion was put, That any of the Matters in the Said Proclamation mentioned be Entered previous to that Reſolve

Reſolved in the Affirmative

And thereupon the Houſe being acquainted by Some of their Members That by the Said Proclamation it appeared that the Governor had been Informed that the People had been called together in a Riotous manner to Sign Papers as Grievances.

Reſolved That thoſe Perſons who have Informed the Honourable the Lt Governor that the People have been called together in a Riotous manner to Sign any of the Papers preſented to this Houſe as Grievances this Seſſion are evil Diſpoſed perſons and Disturbers of and Enemys to the Peace and Tranquility of this Country.

An Ingroſſed Bill for amending an Act Entituled *an Act for Setling the Militia and for the better Regulation thereof and for Allowing them Pay* was Read the third time.

And the Queſtion being put that the Bill do paſs.

It paſſed in the Negative.

A Written Meſſage from the Governor by Mr *Robertſon.*

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

I underſtand by the Queſtion yeſterday in your Houſe, whether the neceſſary buſineſs Should be proceeded on, that you expect an Anſwer to your Addreſs of the 22d Inſtant, and thereupon I Say that if the full Aſſurances, the unfeigned zeal, and the real intentions which you now tell me of, have been couched in Such dark terms that my underſtanding could not find them out, in either your Publick Reſolves or Addreſs of the 9th Inſtant yet have you had Sufficient time to explain your true meaning by your proceedings.

The Sureſt Information I can have of your Reſolutions and Endeavours is, from the Bills you Send the Council, but I can therein no more Diſcover any Meaſures taken for the Security of your ffrontiers, than any Supply granted for the Support of your Neighbours, unleſs you will reckon £450: which you tack'd to a Bill that you were Senſible would never paſs the Council or me.

When you Speak of Poverty and Engagements, you argue as if you know the State of your own Country no better than you do that of others: for as I that have had the

Honour

Honour to preſide for Some years paſt over this Government, do poſſitively Deny that any Publick Engagements have drawn any more wealth out of this Colony, than what many a Single perſon in it has on his own Account expended in the time, So I do aſſert, that there is Scarce a Country of its figure in the Chriſtian World, leſs burthened with Publick Taxes.

If you your Selves Sincerely believe that it is reduced to the laſt Degree of Poverty, I wonder the more, that you Should Report Propoſitions for leſſening the charge of Aſſemblys, That you ſhould expel Gentlemen out of your Houſe for only offering to Serve their Countys upon their own expence, and that while each day of your Siting is So coſtly to your Country, you Should Spend time So fruitleſly, for now after a Seſſion of twenty five days, three Bills only have come from your Houſe, and even Some of thoſe So framed as if you did not expect they Should paſs into Acts.

I am not Surprized at your laying an extraordinary Streſs upon the Papers of Grievances which have been Delivered to this Aſſembly, Since I know them to have been originally framed and drawn up by many perſons among you, and perhaps their bearing So near a Relation to your Houſe, may incline you to Judge it a Breach of your Priviledges, That Some Juſtices in the Courts held for Certifying Grievances, have declared them to be falſe and Seditious, and given them Some obſtruction in their Paſſage.

If you look back into the Journals of former Aſſemblys, you may find that the Peoples Propoſitions & Grievances have frequently failed of the County Courts Atteſtation, yet have they not been thereby Debarred from having them under the Aſſemblys Conſideration, Since it has been the Practice of your Houſe to admit them without that form, and even, all the uncertified Grievances of this Seſſion make in your Journal of the 10th Inſtant, as lawful an Appearance as any, at the Introduction of that Bill, which the Council flung out at the firſt Reading: So that the Peoples Rights and Libertys cannot be Subverted [as your Reſolve of the 20th inſtant will have it] by Juſtices refuſing to Receive and Certify their Propoſitions and Grievances: And if in this Caſe you will Reckon them only Miniſterial Officers, and Diveſting them of their Judicial capacity expect they muſt Certify all Remonſtrances whether true or falſe, lawful or Seditious; and in what manner Soever they be preſented, then I cannot See to what end the Laws for preſentation of Grievances have been made, or of what Signification the Juſtices Atteſtations are.

As I have remarked that your Predeceſſors have often in this caſe wanted the Courts Certificates, So I dare Say, you are the firſt Houſe that ever thus proceeded to puniſh the Juſtices for the Same. And if you will Judge otherwiſe of your Rights and Priviledges than your Anceſtors have done, and will aim at greater power than ever the Comons of *England* pretended to, You muſt expect to be baffled, while you have a Governor who is Reſolute in the maintenance of a Conſtitution conformable to that of *England*, Nor is a Set of men who come hither obſtinately bent to do nothing for the Safety and Dignity of his Majeſtys Government, but upon the hardeſt Conditions, likely to work upon him to yeild them up any part of his juſt Authority.

But for Brevitys Sake, to wave Replying to Several of your Arguments and Appologys, which have little weight in them, and to explain my Self, as clearly as I can upon the Point in Conteſt, I do aſſure the Houſe of Burgeſſes that my Authority is ready to compel to appear before them any perſon whom they have Occaſion to Examine, or whom they ask to be Delivered up to their Juſtice, for an undoubted breach of their Priviledges: but when they charge men with Arbitrary and illegal Acts and Miſdemeanours, and thereupon paſs Reſolutions, that they ought to be puniſhed & compelled to anſwer at the Barr of their Houſe, I muſt plainly declare that I will not aſſiſt in the bringing any of his Majeſtys Subjects to Plead to a charge of Crimes and Miſdemeano^{rs} at the Burgeſſes Bar.

Auguſt 27th 1715 *A: Spotſwood*

Ordered That the Said Meſſage do Lye upon the Table.

And then the Houſe Adjourned till *Monday* morning Ten a Clock.

Monday

Monday Auguſt the 29th 1715

MR *Clayton* [according to Order] preſented to the Houſe a Bill for the Encouragement of Such Perſons as have gone and ſhall go Voluntarily into the Service of *South Carolina*.

A Bill for Diſabling perſons holding certain Places of profit in this Colony from being Members of the Houſe of Burgeſſes.

A Bill for the ffrequent meeting and calling Aſſemblys, and ye Same were Received and Read the firſt time and Ordered to be Read a Second time.

Mr *Hall* [on his Motion] hath Leave to go into the Country on Extraordinary Occaſions.

The Houſe proceeded to the Conſideration of the Book of Reports of the Committee for Publick Claims and the Same was Read and with Some Amendments agreed unto by the Houſe.

Mr *Clayton* from the Committee of Propoſitions and Grievances Reported That the Said Committee had taken into Conſideration Several of the Matters to them Referr'd and thereupon had come to Several Reſolutions which they had directed him to Report to the Houſe which he Read in his Place and afterwards Delivered in at the Table where the Same being again Read the Houſe proceeded to the immediate Conſideration of the Said Report.

And upon Conſideration of the Report of the Said Committee made upon the Propoſitions from the Countys of *Glouceſter James City* and *Surry* for Diſabling Perſons who hold places of profit from being Members of the Aſſembly.

The Houſe agreed to the Report of the Committee with an Amendment *Vizt.*

Reſolved That the Same is provided for by a Bill brought in for that purpoſe.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from *James City* County That no Aſſembly be Continued longer than Three years.

The Houſe agreed to the Report of the Committee with an Amendment *Vizt.*

Reſolved That the Same is provided for by a Bill brought in for that Purpoſe.

And upon Conſideration of the Report of the Said Committee made upon the Propoſitions from the Countys of *Charles City* and *Warwick* for Aſcertaining Secretarys Clerks and Sheriffs ffees.

The Houſe agreed to the Report of the Committee *Vizt*

Reſolved That the Same in [is] Anſwered by a Bill brought in for that purpoſe.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from *Henrico* County for directing that Miniſters &c Regiſter births and burials *Ex Officio*.

The Houſe agreed to the Report of the Committee *Vizt*

Reſolved That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County of *Henrico* for giving a Reward for killing Crows & Squirrils. A Propoſition of the like nature having been under Conſideration of this Committee and Rejected

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Propoſition be Rejected.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the Said County of *Henrico* That the Rangers under Lieut *Nappier* be directed fully to Comply with their Orders.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Propoſition be Rejected.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the Inhabitants of the upper parts of the Said County of *Henrico* That they

they may not be obliged to Travel So great a diſtance to Muſters as at preſent they are compelled but that they may be Muſtered in their Neighboured [Neighbourhood]

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from *Lancaſter* County for Reſtraining Sheep from going at large from the Middle of *May* to the laſt of *September* yearly

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from *Glouceſter* County for Tenants paying their Rents in Country Commoditys.

The Houſe agreed to the Report of the Committee *Vizt*

Reſolved That the Said Propoſition be Rejected.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *Charles City* and Some of the Inhabitants on the West Side of *Chiccahominy* River in the County of *James City* for Adding that part of the County of *James City* to the Said County of *Charles City.*

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Propoſition be Rejected.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from *Warwick* County for paying their debts in Tobacco and Corn at a Price to be Sett.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Grievance from the Said County of *Warwick* Complaining of Oppreſſions from the Sheriffs

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Grievance be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſitions and Grievances from the Countys of *Surry Iſle* of *Wight Charles City King* and *Queen Norfolk Prince George Nanſemond Henrico* and *Warwick* againſt the Trade carryed on with the Indians in the manner preſcribed by the Act Entituled *an Act for the better Regulation of the Indian Trade* and Praying that care be taken that the ffort of *Chriſtanna* may not be a Country Charge.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That a Bill be prepared and brought in to oblige Such perſons as by Vertue of that Law are allowed to Trade with y^e^ Indians, to defray the whole charge of the Said Trade and to pay the Interpreters of Such Indians and the charge of fforage of Such Indians and their Interpreters and other incident charges relating to the Said Trade and that they at their proper coſt defend the Country againſt the Invaſions or Incurſions of all Indians whatſoever.

Ordered That the Committee of Propoſitions and Grievances do prepare and bring in the Bill.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition of the Inhabitants of the upper parts of *Henrico* County That the Miniſter of *Henrico* Pariſh may be Directed to Preach to them once in every Month.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That a Chappel be Erected for the Eaſe of the Said Inhabitants at or near the Stooping Hickory about a Mile below the Lower *Weſtham* in the Said Pariſh of *Henrico* And that the Miniſter be appointed to Preach therein every fourth *Sunday* and that a Bill be prepared and brought in for that purpoſe.

Ordered That M^r^ *Randolph* and M^r^ *Cocke* do prepare and bring in the Bill

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the Countys of *Charles City Norfolk King William Iſle* of *Wight* and *Surry*

That

That the Act Entituled *an Act Declaring what Shall be Accounted a Sufficient Seating Planting Cultivating and Improving of Land already granted or hereafter to be taken up and Patented in Relation to Lands Lapſing for want of Payment of Quit Rents for Three years* may be explained or that part thereof Repealed. And the Said Committee having further Reported that they had Read and Conſidered the Said Act and alſo the Act Entituled *an Act for Setling the Titles and bounds of Lands and for preventing unlawful Shooting and Ranging thereupon* And that by the Conſtruction of the Said Acts it may be doubtful whether the Lands therein mentioned to Lapſe for want of payment of Quit Rents ſhall be Extended to all Lands heretofore granted or only to ſuch Lands as have been or Shall be granted Since the making the Said Acts.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That a Bill be prepared and brought in to Explain the Said Acts in Relation to Lands Lapſing for want of paym^{t} of Quit Rents which have been granted before the making the Said Acts.

Ordered That the Committee of Propoſitions and Grievances do prepare and bring in the Bill.

M^{r} *Jones* moving for Leave to be Abſent on his Extraordinary Occaſions Leave is accordingly given him.

And then the Houſe Adjourned till to morrow morning Ten a Clock.

Tueſday Auguſt the 30th 1715

A BILL for the frequent meeting and calling Aſſemblys was Read a Second time.

Ordered That the Bill be Ingroſſed.

A Bill for Diſabling perſons holding certain Places of profit in this Colony from being Members of the Houſe of Burgeſſes was Read a Second time.

Ordered That the Bill be Ingroſſed.

A Motion being made and the Queſtion being put. That Leave be given to bring in a Bill for amending the Act Entituled *an Act for preventing frauds in Tobacco payments and for the better improving the Staple of Tobacco*

It paſſed in the Negative

Ordered That the Committee for Publick Claims do inſpect and Examine M^{r} *Treasurers* Accounts and Report their Opinion thereupon to the Houſe.

M^{r} *Griffin* moving for Leave to be Abſent on Extraordinary Occaſions Leave is accordingly given him.

M^{r} *Clayton* from the Committee of Propoſitions and Grievances Reported That the Said Committee had taken into Conſideration Several Matters to them Referr'd and therein had come to Several Reſolutions which they had directed him to Report to the Houſe which he Read in his Place and afterwards delivered in at the Table where the Same being again Read. The Houſe proceeded to the immediate Conſideration of the Said Report

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from *King William* County that a Publick Ferry be Setled from Capt *Thomas Clayborns* in the Said County over *Pamunkey* River to M^{rs} *ffrances Tickles* and *Richard Richardſons* in the County of *New Kent.*

The Houſe agreed to the Report of the Committee with an Amendment and thereupon.

Reſolved That a Bill be prepared and brought in to Settle a fferry purſuant to the Said Propoſition And that the Price for a man and Horſe to *Richard Richardſons* be Twelve pence and to M^{rs} *ffrances Tickles* ffifteen pence.

Ordered That M^{r} *Jones* M^{r} *Johnſon* M^{r} *Corbin* M^{r} *Bird* and M^{r} *Boush* do prepare and bring in the Bill.

And

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *Middleſex* that Some expedient be taken to prevent the exceſſive breeding and runing at large Such Vaſt Numbers of wild uſeleſs Horſes.

The Houſe agreed to the Report of the Committee *Vizt*

Reſolved That the Said Propoſition be Rejected.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from *James City* County that Surveyors ffees may be Leſſened.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Grievance from the Said County againſt a Trade with the Indians in the manner directed by Law.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Grievance be Rejected.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *James City* that County Courts may be Impowered to hear and determine upon Jurys Verdicts [made and returned purſuant to the Law directing the Manner of Proceſſioning] in the Same Manner as in Actions of Treſpaſs and to award the Coſts to be paid by the Party who Shall be found to give the unjuſt Vexation.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Same is provided for by Law

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the Countys of *James City* and *York* for taking away or moderating the Allowance of Burgeſſes.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Propoſitions be Referr'd to the Conſideration of the next Seſſion.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *York* againſt Striking of fiſh in the Salt waters.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *King* and *Queen* for Repealing the Act Entituled *an Act to prevent Hoggs going at large in the County of* Middleſex.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Propoſition be Rejected

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from the County of *Richmond* for dividing the Said County by the Run or Swamp called *Charles's Beverdam* and for making the Same two diſtinct Countys.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Propoſition be Rejected.

And upon Conſideration of the Report of the Said Committee made upon the Propoſition from Some Inhabitants of *Virginia* that all great Roads in every County be made on the Ridge which Leads from the Mouth of each of the great Rivers to the Mountains.

The Houſe agreed to the Report of the Committee *Vizt.*

Reſolved That the Said Propoſition be Rejected.

And then the Houſe Adjourned till to morrow morning ten a Clock

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Wedneſday Auguſt 31th 1715.

MR *Clayton* [according to Order] preſented to the Houſe a Bill to explain an Act Entituled *an Act Declaring what Shall be Accounted a Sufficient Seating Planting Cultivating and improving of Lands already granted or hereafter to be taken up and Patented*, And the Same was Received and Read the firſt time and Ordered to be Read a Second time.

An

An Ingroſſed Bill for Diſabling perſons holding certain Places of profit in this Colony from being Members of the Houſe of Burgeſſes was Read the third time

Reſolved That the Bill do paſs.

An Ingroſſed Bill for the frequent meeting and calling Aſſemblys was Read the third time.

Reſolved That the Bill do paſs

Ordered That Mr *Meriwether* Mr *Conway* Mr *Harriſon* Mr *Bouſh* Mr *Diggs* Mr *Hawkins* Mr *Aſhton* Mr *Armiſtead* Mr *Ball* and Mr *Neal* do carry the Bills to the Council and Deſire their Concurrence thereunto.

A Bill for the Encouragement of Such perſons as have gone and Shall go Voluntarily into the Service of *South Carolina* was Read a Second time and a Small Amendment was made by the Houſe to the Bill.

Ordered That the Bill with the Amendment be Ingroſſed

Mr *Bouſh* [according to Order] preſented to the Houſe a Bill for Setling a Publick fferry over *Pamunky* River in the County of *King William* And the Same was Received and Read the firſt time and Ordered to be Read a Second time.

A Bill to Explain an Act Entituled *an Act Declaring what Shall be Accounted Sufficient Seating Planting Cultivating and improving of Lands already granted or hereafter to be taken up and Patented* was Read a Second time and an Amendment was made by the Houſe to the Bill.

Ordered That the Bill with the Amendment be Ingroſſed.

And then the Houſe adjourned till to morrow morning ten a Clock

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Thurſday September the 1ſt 1715

MR *Randolph* preſented to the Houſe [according to Order] a Bill requiring the Veſtry of the Pariſh of *Henrico* to Build a Chappel in the Said Pariſh and the Same was Received and Read the firſt time and ordered to be Read a Second time.

Mr *Clayton* [according to Order] preſented to the Houſe a Bill to Oblige the *Virginia Indian Company* to Defray the Charge of their Trade and all other charges ariſing by means thereof, and the Same was Received and Read the firſt time And Ordered to be Read a Second time.

An Ingroſſed Bill to Explain an Act Entituled *an Act Declaring what Shall be Accounted a Sufficient Seating Planting Cultivating and Improving of Lands already granted or hereafter to be taken up and Patented* was Read the Third time.

Reſolved Nemine Contradicente.

That the Bill do paſs.

An Ingroſſed Bill for the Encouragement of Such perſons as have gone and Shall go Voluntarily into the Service of *South Carolina* was Read the Third time

Reſolved That the Bill do paſs

Ordered That the Committee of Propoſitions and Grievances do carry the Bills to the Council and Deſire their Concurrence thereunto

The Houſe proceeded to take into Conſideration the Allowances to be made to the Several Officers of the Aſſembly and the Same being agreed on by the Houſe were added to the Book of Reports of the Committee for Publick Claims.

Ordered That the Committee for Publick Claims Do carry the Book to the Council and Deſire their Concurrence thereunto

A Bill for Setling a Publick fferry over *Pamunkey* River in the County of *King William* was Read a Second time and Some Amendments were made by the Houſe to the Bill.

Ordered That the Bill with the Amendments be Ingroſſed.

A Bill requiring the Veſtry of the Pariſh of *Henrico* to build a Chappel in the Said Pariſh was Read a Second time and a Small Amendment was made by the Houſe to the Bill.

Ordered That the Bill with the Amendment be Ingroſſed

A Meſſage from the Council by Mr *Robertſon*

That the Council have propoſed Several Amendments to the Bill Entituled *an Act for the frequent meeting and calling Aſſemblys* to which the Council Deſire the Concurrence of this Houſe.

The Houſe proceeded to the immediate Conſideration of the Said Amendments and the Same were Read and Some of the Amendments were agreed unto and Some of them Diſagreed unto by the Houſe.

Ordered That the Committee of Propoſitions and Grievances do Acquaint the Council that this Houſe have agreed to part of the Amendments by them propoſed to the Bill Entituled *an Act for the frequent meeting and calling Aſſemblys* and to part have diſagreed and deſire their Honours to agree to the Bill with Such of their Amendments as are Agreed unto by this Houſe.

The Houſe proceeded to the Conſideration of the Governors written Meſſage of the 27th of the laſt Month and the Same was Read

Reſolved That a Suitable Anſwer be prepared to the Said Meſſage

Ordered That the Committee of Propoſitions and Grievances do prepare and bring in the Anſwer.

Ordered That the Said Meſſage be Referr'd to the Said Committee

And then the Houſe Adjourned till to morrow morning ten a Clock.

Friday September the 2d 1715

MR *Clayton* from the Committee appointed to prepare and bring in an Anſwer to the Governors written Meſſage of the 27th of the laſt month Reported That the Said Committee had in Anſwer to the Said Meſſage drawn up Several Reſolutions which they had Directed him to Report to the Houſe which he Read in his place and afterwards Delivered in at the Table where the Same were twice Read and with Some Small Amendments agreed unto by the Houſe and are as follow *Vizt.*

Reſolved That the Honourable the Lieut Governor by his Agreement with the Houſe of Burgeſſes at their Seſſion in 1714. hath engaged to Defend the ffrontiers of this Colony until *December* 1716 for the Several Sums of mony and tobacco then given him for that purpoſe.

Reſolved That this Houſe by giving ffour hundred and fifty pounds for the Aſſiſtance of the People of *South Carolina* in the manner that mony was given, had a real Intention to Relieve thoſe People, and did expect the Inhabitants of *Virginia* might be Relieved from the hardſhips of the Tobacco Law by the Same Act.

Reſolved That beſides the Common taxes for Levys, the Duty of two Shillings ℔ hogſhead upon tobacco, and the Duty upon Liquors and Slaves, this Country is Burthened with an Extraordinary Impoſition upon Tobacco for the uſe of the Tobacco Agents which is more Grievous than any Publick Tax

Reſolved That the Reſolution made by the Houſe upon the Complaint made concerning the firſt Election of Burgeſſes to Serve for the County of *Warwick* was according to the Law of this Colony.

Reſolved That what delays has happened in our proceedings has been Occaſioned by the Lieut Governors Denying to Aſſiſt this Houſe in their Juſt Rights and Priviledges

Reſolved That the true and only Motive to this Houſe for Aſcertaining and Inſiſting on their Rights and Priviledges againſt Some Juſtices was to Support and Maintain the Rights and Libertys of the People againſt Such as endeavoured to Deprive them of the benefit given by Law to Repreſent their Grievances to the General Aſſembly.

Reſolved That the Papers of Grievances refuſed to be Certified by the Juſtices of *New Kent* County Court did not contain in them any thing falſe or Seditious. And that

that the Said Juſtices being the firſt that have refuſed to Certify the Grievances of the People to the General Aſſembly ought to be the firſt Puniſhed at the Barr of the Houſe of Burgeſſes for an Offence of that Nature

Reſolved That this Houſe of Burgeſſes ought not to be Stigmatized with the Denomination of a Sett of men obſtinately bent to do nothing for the Safety and Dignity of his Majeſtys Government but upon the hardeſt Conditions, for only Sincerely endeavouring and Purſuing thoſe Methods they think moſt Proper to Redeem the Country from that almoſt intollerable Burthen impoſed on the People no ways for the Safety Support or Dignity of this Government there being in the Bill paſſed by this Houſe better Proviſion made for the payment of the Clergy, Publick Creditors and Officers, than in that Law which at firſt was projected for that purpoſe.

Reſolved That by the refuſal of the Honourable the Lieu^{t} Governo^{r} to grant his aid to Compel *Richard Littlepage* and *Thomas Butts* of *New Kent* County to appear at the Barr of this Houſe. The Burgeſſes are denyed their juſt Rights and Priviledges.

Reſolved That the Meſſage from the L^{t} Governor of the 27th *Auguſt* laſt contains in it undeſerved and Scandalous Reflections upon the Perſons and Proceedings of this Houſe of Burgeſſes.

A Meſſage from the Council by M^{r} *Robertſon.*

That the Council do adhere to all the Amendments by them propoſed to the Bill Entituled *an Act for the frequent meeting and calling Aſſemblys*

The Houſe proceeded to the immediate Conſideration of y^{e} Said Meſſage and thereupon.

Reſolved That this Houſe do inſiſt on their Diſagreement to thoſe parts of the Councils Amendments to which their Honours do Adhere.

Reſolved and accordingly *Ordered*

That the Several Perſons to whom Mony Allowances are made in the Book of Claims be paid their Several and reſpective Allowances out of the Moneys ariſing by the Dutys on Liquors and Slaves next after the Moneys already appropriated and Ordered to be paid out of the Moneys ariſing by the Said Dutys are Satisfied and paid. And that the Said Payments be made in the Order they Stand in the Said Book of Claims.

Ordered That the Committee for Publick Claims do carry the Said Reſolve to the Council and Deſire their Concurrence thereunto.

An Ingroſſed Bill requiring the Veſtry of the Pariſh of *Henrico* to build a Chappel in the Said Pariſh was Read the third time

Reſolved That the Bill do Paſs

An Ingroſſed Bill for Setling a Publick fferry over *Pamunky* River in the County of *King William* was read the third time.

Reſolved That the Bill do Paſs

Ordered That M^{r} *Randolph* M^{r} *Jones* M^{r} *Bouſh* M^{r} *Johnſon* M^{r} *Corbin* M^{r} *Bird* and M^{r} *Cocke* do carry the Bills to the Council and deſire their Concurrence thereunto

A Bill to oblige the *Virginia Indian Company* to Defray the Charge of their Trade and all other charges ariſing by means thereof was Read a Second time

Ordered That the Bill be Ingroſſed

M^{r} *Randolph* moving for Leave to be abſent on his Extraordinary Occaſions Leave is accordingly given him.

And then the Houſe Adjourned till to morrow morning ten a Clock.

Saturday September the 3^{d} 1715.

AN Ingroſſed Bill to oblige *Virginia Indian Company* to Defray the Charge of their Trade and all other charges ariſing by means thereof was Read the Third time.

Reſolved That the Bill do paſs

Ordered That the Committee of Propoſitions and Grievances do carry the Bill to the Council and Deſire their Concurrence thereunto.

A Meſſage from the Council by Mr *Robertſon.*

That the Council have agreed to the Bill Entituled *an Act for ye Encouragement of Such perſons as have gone and Shall go Voluntarily into the Service of* South Carolina with an Amendment to which the Council Deſire the Concurrence of this Houſe.

Alſo a Written Meſſage from the Council by Mr *Robertſon* which is as followeth *Viz.*

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

The Council having now under Conſideration the Book of Claims Sent up from your Houſe, and obſerving that the Claim of *James Shields* for dieting and Accomodating the Three Interpreters who Attended the Indians upon the Publick Service, is diſallowed by your Houſe, think it neceſſary to put you in mind that Such Charges have been defrayed by former Aſſemblys: And therefore Propoſe that your Houſe will conſent that the Council may add that Allowance to the Book of Claims, before it be paſſed: but if you Judge that the Interpreters in regard of their eſtabliſhed Sallarys, ought to bear their own Expences, that then this Charge be Deducted out of their Allowance in the Book of Claims and paid to the Said *Shields;* otherwiſe he will be left without Remedy.

The Claims alſo of *James Terrey* of *Glouceſter* County and *John Roberts* of *York* for carrying on board the Volunteers Liſted for the Service of *South Carolina* are diſallowed by your Houſe, as being no Country Charge, upon which the Council cannot forbear obſerving to you, that after the Treaty upon which thoſe ffforces were Raiſed had been laid before and approved by your Houſe, and that you cannot imagine that Such a number of men can be raiſed and embark'd without Some charge, the Rejecting Such a trifle as the Expence of carrying them on board, Seem little agreeable to the Engagements of your Houſe for enabling the Governor to perform that Treaty. And therefore the Council are willing to impute it rather to inadvertency than Deſign, that this Claim is not allowed.

The Council cannot but obſerve likewiſe the unuſual manner in which Several Claims, thought fit to be Rejected by your Committee are inſerted in this Book, for whereas it hath been the conſtant Practice of former Committees, to mention as well the Services which they did not think themſelves obliged to pay as thoſe they allowed of. In this Some Claims are diſallowed of, in general terms, without mentioning for what Service the Demand is made, by which means the Council muſt either truſt implicitly to ye Report of your Committee, or be deprived [without abundance of trouble] of their Right of Judging and Determining of the Claims of the People for their Publick Services, without which, the Councils Concurrence to the Book of Claims would be meerly a matter of form, which no Houſe of Burgeſſes has ever before pretended to, and the Council muſt inſiſt that it be not made a Preſident for the future.

The Council muſt Remind you that by a Miſcalculation of ye Committee of Propoſitions laſt Seſſion of Aſſembly 9000li of Tobacco was appointed to be paid in *King* and *Queen* County, more than the Publick Levy of that County amounted to, but no Proviſion is yet made for Supplying the Deficiency: And as the Publick Creditors of that County muſt fail of So much of their juſt Dues, unleſs care be taken to Raiſe the Same in this years Levy, The Council cannot doubt but that your Houſe will agree that ye Same be now charged as a Debt upon the Country in the preſent Book of Claims.

Theſe Amendments being agreed to by your Houſe, The Council are ready to paſs the Book of Claims accordingly.

September the 3d 1715

The Houſe proceeded to the immediate Conſideration of the Meſſage and all the Propoſals therein made were agreed unto by the Houſe, except one which was diſagreed unto.

Reſolved That a written Meſſage be Sent to the Council in Anſwer to their Said Meſſage and to Acquaint them how far this Houſe have agreed to the Amendments by them propoſed to be made to ye Book of Claims and wherein they have Diſagreed.

Ordered That the Committee for Publick Claims do prepare and bring in ye Meſſage.

Then

Then the Houſe took into Conſideration the Amendment propoſed by the Council to the Bill Entituled *an Act for the Encouragement of Such perſons as have gone and Shall go Voluntarily into the Service of* South Carolina And the Same was Read and agreed unto by the Houſe.

A Petition of *Miles Cary* Clerk of the Committee for Publick Claims Referr'd by the Council to the Conſideration of this Houſe was Read Praying a better Allowance for his Service this Seſſion than is made him in the Book of Claims.

Ordered That the Said Petition be Rejected

And then the Houſe Adjourned till to morrow morning ten a Clock

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Monday September the 5th 1715.

MR *Marable* from the Committee for Publick Claims Reported that the Said Committee had [according to Order] prepared a written Meſſage to the Council, which he preſented to the Houſe, and the Same was Read and agreed unto by the Houſe and is as followeth *Vizt.*

By the Houſe of Burgeſſes

May it Pleaſe your Honrs

Upon Conſidering your Honours Meſſage of *Saturday* laſt relating to the Book of Claims the Burgeſſes are of Opinion that the Claim of *James Shields* for Dyeting and accomodating the Indian Interpreters ought not to be a Charge upon the Country but that they ought to bear their own Expence, and therefore the Burgeſſes do agree that that Charge be Deducted out of the Interpreters Allowance and paid to Mr *Shields*

The Burgeſſes Do inſiſt on their Diſallowance of the Claims of *Terry* and *Roberts* for carrying on board the Voluntiers Liſted for ye Service of *South Carolina*, for the reaſon mentioned in the Book of Claims [to wit] That thoſe Claims are not a Country Charge

Such Claims as your Honours obſerve to be Diſallowed in general Terms without mentioning for what Service the Demand is made ye Burgeſſes are well Satisfied ought not to be allowed, Nothwithſtanding the Services are not mentioned in the Book of Claims. And that your Honours may neither truſt implicitly to the Report of our Committee nor be deprived of your Right of Judging and determining the Claims of the People for their Publick Services. We do aſſure you that the Burgeſſes will always Endeavour So to prepare the Book of Claims, before it be Sent up to your Board, that your Honours may have as little trouble as poſſible in the Examination and paſſing thereof: And that if any Claims have been Reported by the Committee in an unuſual manner, and paſſed unobſerved by our Houſe, it Shall not be made a Preſident for the future.

The Burgeſſes are Satisfied that there was a Miſcalculation laſt Seſſion of Aſſembly of 9000li of tobacco appointed to be paid in *King* and *Queen* County more than the Publick Levy of that County amounted to, and do agree that Sum be now charged as a Debt upon ye Country And that Allowances thereof be made in the Book of Claims to whom the Same is due. And obſerving by the laſt Book of Proportions that the Governor was Short paid of the Tobacco Raiſed for him by the laſt Aſſembly 306li of tobacco We do deſire your Honours would alſo make that Allowance to the Governor in the Book of Claims.

September the 5thi 1715.

Ordered That the Said Meſſage be fairly Tranſcribed and Signed by the Clerk of this Houſe, and that the Committee for Publick Claims do carry the Meſſage to the Council.

Mr *Marable* Reported from the Committee to whom the Bill for Regulating and Aſcertaining Secretarys County Court Clerks Sheriffs Coroners and Conſtables ffees

are

are Committed; That y^e Said Committee had made Several Amendments to the Bill w^ch they had Directed him to Report to the Houſe, which he Read in his place, and afterwards Delivered in at the Table, where the Same were Read.

Ordered That the Said Amendments Do Lye upon the Table to be peruſed by the Members of the Houſe.

And then the Houſe Adjourned till to morrow morning Ten a Clock.

Tueſday September the 6^th^ 1715.

THE Houſe took into Conſideration the Amendments to the Bill for Regulating and Aſcertaining Secretarys County Court Clerks Sheriffs Coroners and Conſtables ffees made by the Committee to whom the Said Bill was Committed, and the Same were Read and agreed unto by y^e Houſe, and Some other Amendments were made by the Houſe to the Bill

Ordered That the Bill with the Amendments be Ingroſſed

A Meſſage from the Council by M^r *Robertſon*. That the Council have paſſed the Book of Claims with the Amendments agreed unto by this Houſe and have obtained the Governors Aſſent thereto.

And alſo that the Council have agreed to the Reſolve of this Houſe relating to the Payment of the Mony allowances made in y^e Book of Claims, and have likewiſe obtained the Governors Aſſent to that Reſolve

A Committee for Proportioning the Publick Levy

M^r *Marable*.....M^r *Jenkins*
M^r *Conway*.....M^r *Minge*

Ordered That the Clerk of the Committee of Propoſitions & Grievances do attend the Committee for Proportioning the Publick Levy in y^e Abſence of M^r *Cary* now in the Country for Recovery of his health.

A Meſſage from the Council by M^r *Robertſon*. That the Council have agreed to the Bill Entituled *an Act Requiring the Veſtry of the Pariſh of* Henrico *to Build a Chappel in the Said Pariſh* without any Amendments

And then the Houſe Adjourned till to morrow morning Ten a Clock

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Wedneſday September the 7^th^ 1715.

ORDERED That a Bill be brought in for Raiſing a Publick Levy and that the Committee for Publick Claims do prepare and bring in y^e Bill.

Ordered That they withdraw immediately and prepare the Bill And they withdrew accordingly.

M^r *Neal* [on Motion] hath Leave to go into the Country on his Extraordinary Occaſions.

An Ingroſſed Bill for Regulating and Aſcertaining Secretarys County Court Clerks Sheriffs Coroners and Conſtables ffees was Read the Third time, and an Amendment was made by the Houſe to the Bill.

Reſolved that the Bill do paſs.

Ordered That M^r *Bouſh* M^r *John Buckner* M^r *Robinſon* M^r *Aſhton* M^r *Jones* M^r *Goodrich* M^r *Cocke* M^r *Anderſon* M^r *Hall* and M^r *Preſley* do carry the Bill to the Council and Deſire their Concurrence thereunto.

M^r *Marable* [according to Order] preſented to the Houſe a Bill for Raiſing a Publick Levy, and the Same was Received and Read the firſt time and Ordered to be Read a Second time.

Reſolved That the Bill be now Read a Second time.

And

And the Bill was Read a Second time and an Amendment was made by the Houſe to the Bill.

Ordered That the Bill with the Amendment be Ingroſſed.

Ordered That Mr *Jones* Mr *Goodrich* Mr *Bouſh* and Mr *Blackborn* do Examine the Inrolled Bills by the Ingroſſed Bills.

Mr *Marable* Reported That the Perſons appointed had (according to Order) Proportioned the Publick Levy and that it amounted to Two pounds and a quarter of a Pound of tobacco ℔ Poll and he preſented to the Houſe a Book of the Proportions and the Same was Received Read and Agreed unto by the Houſe.

Ordered That the Perſons that Proportioned the Publick Levy do carry the Said Book to the Council and deſire their Concurrence thereunto.

An Ingroſſed Bill for Raiſing a Publick Levy was Read the Third Time.

Reſolved that the Bill do paſs

Ordered That the Committee for Publick Claims do carry the Bill to the Council and deſire their Concurrence thereunto.

Mr *Jones* Reported That the Perſons appointed had (according to Order) Examined the Inrolled Bills by the Ingroſſed Bills and that the Said Bills are truly Inroiled.

A Meſſage from the Council by Mr *Robertſon*. That the Council have agreed to the Book of Proportions without any Amendments, and have obtained the Governors aſſent thereunto.

And alſo That the Council have agreed to the Bill Entituled *an Act for Raiſing a Publick Levy* without any Amendments.

Mr *Robertſon* further Acquainted the Houſe that he was Commanded by the Council to Deliver a written Meſſage from their Honours to this Houſe, and he preſented the Same to the Houſe accordingly.

Ordered That the Perſons that Examined the Inrolled Bills do carry the Same to the Council for their peruſal.

The written Meſſage from the Council was Read and is as followeth *Vizt.*

By the Council.

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

The Council having Seen Some Reſolves of your Houſe of *ffriday* laſt, of a very extraordinary nature, and drawn in Such a Stile as if they were Deſigned to Expoſe the Lt Governor and themſelves as well as the laſt Houſe of Burgeſſes, and to appeal to the People for the Juſtifications of your proceedings think themſelves obliged both in Vindication of the Truth which in their Opinion is in Some things groſly Miſrepreſented; and for the Preſervation of the Peace of the Country, which they take to be very much endangered by Such a Strange Conduct, to take the Said Reſolves into Conſideration, and to endeavour either to perſwade you into a better mind, or at leaſt to Juſtify the Governor and Government from Such harſh and undeſerved Aſperſions

1. Whereas in the firſt of thoſe Reſolves ye Declare that the Lt Governor, by his Agreement with the Houſe of Burgeſſes at their Seſſion in 1714 hath engaged to Defend the ffrontiers of this Colony until *December* 1716, for the Several Sums of mony and tobacco then given him for that Purpoſe. We cannot beleive you could be ignorant that all that Defence related only to the Setled Pay of the Rangers, and the building the ffort at *Chriſtanna* and Some other things there Enumerated, and that it could have no Reference to any Such Extraordinary Emergency as has happened to our Neighbours of *South Carolina*, or may happen to us by the Incurſion of any Enemy whatſoever: and Eſpecially Since in your firſt Addreſs to the Governor; you aſſure him that you are heartily Deſireous to Join your Endeavours in giving your beſt Advice and Aſſiſtance for the Better Security and Defence of your Country; We are therefore amazed, that ye not only neglect the Providing for the Defence of the Country in a time of apparent Danger, but would inſinuate to the People, that it muſt be the fault of ye Lt Governor; if they are not well defended, he having Recieved a Sufficient ffund for that Service, when to our knowledge the Engagements entred into by the Lt Governor laſt Seſſion of

Aſſembly

Aſſembly eaſed the People above Two hundred thouſand pounds of tobacco in their laſt years Levy, and the whole ffund was Solely appropriated by the Aſſembly and not one ffarthing of it given to the L^t Governor for any other Occaſion.

2^d In the Second of theſe Reſolves, We cannot but think it Strange that you Speak of a real Intention to relieve *South Carolina;* when y^e have Shewed it no other way, but by tacking an Offer of ffour hundred and ffifty pounds to the Repeal of the Tobacco Law: Surely y^e could not be ignorant [it is a thing So well known] that all tack'd Bills are of courſe to be Rejected by the Standing Rules of our Houſe. And if y^e had had Such a real Intention to Releive *Carolina*, y^e have had time enough to do it by a new Bill without any Clog or Tack

3^d In your third Reſolve, We cannot wonder enough y^e Complain So heavily of the Agents ffees, and yet refuſed to Joyn in a Bill for leſſening the Same one half upon all Crop Tobacco

4^th In your fourth Reſolve, thô there is a Law Aſcertaining the Burgeſſes Sallary, We know neither Law nor Practice either of *England* or *Virginia*, to hinder any Gentleman generouſly to Offer to Serve his Country gratis, and can't reconſile it, that your Houſe, which Complains So much of the poverty of the Country Should be the firſt to diſcourage Such a generous Practice in theſe Gentlemen, and So frugal to the Publick.

5^th As to your fifth Reſolve, We can't See how the Diſpute between the L^t Governor and you Should ty up your hands all this time, that you could not form one Bill to anſwer the good Deſigns of your meeting, *Viz^t*, The Aſſiſtance of your Diſtreſſed Neighbours, and the Defence of the Country: there being nothing more Common in our Mother Country than to have Diſputes about Priviledges, at the Same time that ways and means for the Publick Safety and Defence are diligently contrived and put in Execution

6^th In your Sixth Reſolve, the Libertys of the People are a Plauſible Plea; but We See not how the Juſtices being upon their Oaths are obliged to Certify any thing they think falſe or Seditious, or as the Grievance of more perſons than are ready to own it in their preſence

7^th As to your Seventh Reſolve, It is not your Opinion of what is falſe or Seditious, but their own Judgments and Opinions, that the Magiſtrates upon their Oaths are to be governed by Nor if they tranſgreſs their Duty, does it follow that they are anſwerable at the Bar of your Houſe, except for the breach of your [not the Peoples] Priviledges.

8^th As to your Eighth Reſolve, We are Sorry for the Imputation in the L^t Governors Meſſage, that you are a Set of men obſtinately bent to do nothing for the Safety and Dignity of his Majeſtys Government. But we are of Opinion that it is not Words but Actions that will wipe of this Imputation. If the Heathen Enemy Should fall upon us, as they have done on our Neighbours, have y^e done any one thing for our Defence? And thô in your zeal againſt the late Law for preventing frauds &c y^e Aſſert that it is no ways for the Safety, Support and Dignity of this Government, it will require Some thing more than Strong Aſſertions to convince the World that fraud and traſh are as much for the Dignity or Intereſt of the Government as honeſty and fair dealing. And as for the better Proviſion you Speak of, for the Clergy and Publick Creditors and Officers by the Bill y^e now Offered, than by the Law y^e would have Repealed: We are well Satisfied the Clergy and Publick Officers are of another Opinion, as having long Suffered by the old fraudulent way of packing and Paying away tobacco, the worſt of it being commonly put upon them, thô even then, they had more unbyaſſed and Diſintereſted Judges to View it than by the Bill you prepared: Whereas by the preſent Law, their paym^ts are of equal Value with that of other People.

9^th As to your Ninth Reſolve, that the Refuſal of the Hono^ble the L^t Governor to grant his Aid to Compel *Richard Littlepage* and *Thomas Butts* of *New Kent* County to appear at the Bar of your Houſe, is a Denial of your juſt Rights and Priviledges, thô we are loth both to enter into a Diſpute about your Priviledges, We muſt do the L^t Governor Right, to bear Witneſs that if y^e would have Seperated what was your undoubted Privi-

ledge

ledge in that matter [namely the Retaking a Priſoner that had Eſcaped from your Meſſinger] from another more Difficult point [which was the Erecting of your Selves into a Court to try Crimes and Miſdemeanours at the Bar of your Houſe] he always Declared his Readineſs to Aſſiſt you with his Authority: but your Stifly inſiſting on both thoſe points was the Sole cauſe of his Denying you the Aſſiſtance you Deſired.

10th But your laſt Reſolve, that the Meſſage from the Lieut Governor of the 27th *Auguſt* laſt contains in it undeſerved and Scandalous Reflections upon the Perſons and proceedings of this Houſe of Burgeſſes; is Contrived in Such haughty and indeed Scurrilous terms, and So unbecoming the reſpect due to his Majeſtys Repreſentative, and the Gratitude the Country owes to Colonel *Spotſwood* for his Vigilant and juſt Government, and his zeal both for his Majeſtys and the Countrys Service, that we are mightily Surprized at it, as Savouring more of paſſion than Deliberation; And We doubt, will reflect more on the breeding and good manners of the Country than Convince any indifferent perſon, who compares the Meſſage and the Reſolve together, that it deſerved any Such harſh or diſreſpectful Cenſure. We are willing to beleive moſt of your Houſe were Surprized into it, and upon Second thoughts, will be for Razing it out of your Journals that it may not Expoſe our undutifulneſs to his Majeſty or ingratitude to So good a Governor to the View of Poſterity

Wedneſday September 7th 1715.

A Meſſage from the Council by Mr *Robertſon*

That the Council have peruſed and Examined the Bills Sent up by this Houſe and are Satisfied that the Same are truly Inrolled.

A Meſſage from the Governor by Mr *Robertſon*.

Mr Speaker.

The Governor Commands the immediate Attendance of this Houſe in the Council Chamber, and that you bring with you Such Bills as are ready for his Aſſent.

Accordingly Mr *Speaker* with the Houſe went up to Attend the Governor in the Council Chamber where he was pleaſed to paſs the following Bills *Viz*t.

An Act for the Encouragement of Such Perſons as have gone and Shall go Voluntarily into the Service of South Carolina.

An Act for Raiſing a Publick Levy.

An Act Requiring the Veſtry of the Pariſh of Henrico *to build a Chappel in the Said Pariſh.*

And then his Honour made the following Speech *Viz*t.

Gentlemen of the Houſe of Burgeſſes

It has been Practized by former Aſſemblys, at the Cloſe of a Seſſion, to give a Summary of their Proceedings; but as I queſtion whether you have truly Conſidered what you have been doing, I Judge the Task would be too difficult for you to undertake, or too ungrateful for your Speaker to Deliver; I Shall therefore Spare you the Confuſion of telling your own Actions, and Shall Sum them up for you, with Such faithfulneſs as may be proved from your Journals with Such Reſentment as becomes a Governor who has at heart the Safety and Honour of his Province, and with Such Boldneſs as he may Venture who no ways apprehends a Charge of One unjuſt, Illegal or Corrupt Act during his whole Adminiſtration

I Aſſembled you to provide for the Security of the Country, in a moſt perillous Juncture, and that you might upon that Point conſult the People you Repreſent, I plainly declared in my Writts, that it was the main Occaſion of my Conveening you

At the Opening of this Seſſion I laid that Matter before you in the moſt preſſing terms I was Maſter of, and did, both then, and Since Set forth that unleſs you uſed Diſpatch, you did not Serve your Country.

But as if the King of *Great Brittain's* Repreſentative was fallen below the regard of the Repreſentatives of the Planters of *Virginia*, neither his Writts nor his Speeches Seem to be of any Significancy with your Houſe: Matters entirely forreign to the End for which you were called, have been firſt entred upon; The inſolent Remonſtrance of

Refractory

Refractory Indians [drawn up by a Member of your Houſe, and preſented and encouraged by others among you] has been taken into Conſideration before your Governors Speech; and the Giddy Reſolves of the illiterate Vulgar in their Drunken Conventions you hold for the moſt Sacred Dictates to your proceedings.

'Tis fit the World Should know what thoſe People would have and what you prefer to the Defence of your Country or Relief of your Neighbours.

They tell you that thoſe Laws Shall be Repealed which prevents Frauds in Tobacco Payments, and Reſtrain them from Leſſening the Kings Cuſtoms by Shiping off their Traſh: That thoſe Shall be altered which oblige them to pay duely the Kings Quit Rents, or enable the Governor to Inform his Majeſty of the Encreaſe and Decreaſe of the Colony: That the Act for Regulating Trade and Propagating the Chriſtian Faith among the Indians Shall be abrogated, the School for teaching their Children be Demoliſhed, and the Gentᵏ at whoſe charge it was Erected, be Baniſhed out of *America*, and their Eſtates Confiſcated: That Officers Fees Shall be reduced below what former Aſſemblys have Judged reaſonable, and that they Shall not be allowed to be Diſtreinable: That Creditors ſhall be Satisfied with Such payments as the Debtors Shall think fiting to make: That in Ordering the Militia, Securing the Frontiers, Commiſſionating Juſtices and Placing Courts, the Notions of the People ſhall be rather followed, then the Judgment of the Kings Governor: That the power of the Crown ſhall be Clipt by a Triennial Bill, and by excluding all Officers in places of profit or Truſt from Siting in the Aſſembly.

In Short not to mention all the Ridiculous Propoſitions and Grievances which the Seditious or ignorant Vulgar have Set their Marks to; you are by them directed to Reverſe Such Laws as the laſt Aſſembly raiſed upon the Baſis of Religion, Juſtice or Honour, and to make thoſe which will Square only with the Conveniencys of the meaner People.

'Tis fit alſo to remark the Countenance you have given to theſe Papers.

Many of them are drawn up in the hand writing of your Members, and in Violation of the Laws for Preſentation of Grievances, have been Signed at Election ſields, Horſe Races and other drunken Meetings: your Doctrine is, that no Courts muſt dare to queſtion the truth or reaſonableneſs of them, and Juſtices, on pain of your higheſt Diſpleaſure muſt Atteſt them, thô even againſt their knowledge, to be the General Propoſitions and Grievances of their Countys, Nay Such Gentlemen as being on the Bench, have taken themſelves to be Judges in theſe Caſes, and refuſed to Act againſt their Conſciences, you have Sent for in Cuſtody, Voted guilty of illegal and Arbitrary doings, and you have Strenuouſly endeavoured to Erect your Selves into a Court of Judicature, to try and Sentence them at the Bar of your Houſe for Miſdemeanours.

Your Deſign, in labouring firſt to procure Grievances, and afterwards to Vindicate them, appears plainly enough, when you made a long train of them Serve in a formidable manner to introduce a moſt unrighteous Bill; and thô you would Set forth that Three and twenty Countys expect it Should paſs, yet tis evident all the Subſcribers will not make up half a County: nor ſhall a Seditious Paper Signed by ſive obſcure Fellows, who muſt have a Scribe to write all their names, ever paſs with me for a County Grievance

To Shew the Regard you have for Religion: you at firſt Sight Rejected a Propoſal for Chriſtianizing your Slaves, but at the Same time another Propoſition for Diſcouraging the Propagation of the Goſpel amongſt the Indians, was Referr'd to your Grand Committees Conſideration, as if the Preaching the Goſpel to the Heathen were a Crime which ought to be Reſtrain'd by Law. Nay and a Bill has been brought in and paſs'd your Houſe for Suppreſſing that Society, one of the main ends of whoſe Inſtitution is, to promote Chriſtianity among the Indians; as is manifeſted by the School they have Erected, the Pagan Children they have been concern'd in Baptizing, and the Subject they have choſen for their Anniverſary Sermon. And I muſt Recommend that Bill to the Publick for a Teſtimony of your Truth, your Policy, your Moderation, your Reaſon and your Juſtice.

The

The Reſpect and Duty you bear to your Prince, is Diſplay'd by the Care you take to Support his Government: by your perſecuting his Commiſſioners of the Peace, and Aſſuming to your Selves the power of Judging and Puniſhing them for their proceedings on the Bench: by Ordering, abſolutely of your Selves, his Attorney General to Commence Proſecutions: by Offering to bring his Governor and Councils Proclamation under the Cenſure of your Houſe, even when you had nothing to object againſt the form and Subſtance of it: By your unparallel'd Rudeneſs to his Repreſentative, when your Reſolves declare in expreſs words his Meſſage to be Scandalous: By your aiming to be at Liberty to Defraud his Majeſty in the payment of his Quit Rents: By your pretending to impoſe Rules upon him for the calling Aſſemblys and to exclude out of them all perſons whom you apprehend to be Devoted to his Service: And by your Singular treatment of the only Charter that ever was granted by your Sovereign for a Member to Sit in your Houſe; for without any Complaint of an undue Election, and even after a Reſolve had paſs'd that the Return had been made according to Law, you Expelled the Elected Perſon, who had preſided for many years with Honour in your Houſe, and kept him out Several days before any manner of hearing.

You have Set forth the Colony to be greatly impoveriſhed by its Engagements, yet would you give no Attention to what either the People, the Council or my Self have told you of the Charge of Aſſemblys, which has far exceeded all the Publick Levys: And you that Complain of your Country's being reduced to the laſt Degree of Poverty, have provided againſt its being Relieved from its heavieſt Burthen, by Reſolving it to be Bribery for Burgeſſes to Serve without their Allowances, and by Expelling Gentlemen for Offering to do it.

You that Complain of the hardſhips in the Tobacco Law, and the Extraordinary Impoſition laid thereby, have denyed to take under Conſideration the Councils Bill for Reducing the Agents ffee to half, and for amending that Law conform to the reaſonable Deſires of the People: and you perſiſt evidently to Act by a Principle, which Some of your Members have been weak enough to Declare, as well in the Houſe as out of it, *Viz't*, that it is your buſineſs to keep the People Enemys to the Tobacco Law, and that you fear Amendments would reconſile them to it

You fain would paſs for Patriots who Strive to Indulge the poorer Sort of People, yet have you refuſed to Eaſe them of a Burthen w^ch^ they very unjuſtly bear, for certainly the charge of Secureing a Country ought to be laid proportionably to the Eſtates that are to be defended: And upon this Maxim did I form my Scheme for providing the poor with Arms, and paying them by the Rich, whenever they were called from their homes to Muſters or other Publick Services. But you have choſen rather to keep your old Militia Law, which obliges the men who have generally the leaſt Stakes in the Country to be at the Expence of Arms and Ammunition and at the trouble of Attending Muſters; while the wealthier Sort contribute not One farthing thereto, nor are under any Penalty for non Attendance.

Your Spending time about Bills, which you know very well could never paſs, was Surely done more with regard to your own profit than the Countrys advantage. And what could you mean by Such a Compoſition of indefinite Sentences, as you gave me in Anſwer to my Speech: And afterwards when you found I queſtioned your Intentions, to Addreſs me with full Aſſurances of your unfeigned zeal for the preſervation of your Country, and Commiſeration for your Diſtreſſed Neighbors; I Say, what could you mean thereby, but to engage me to keep you on foott to make your Allowances conſiderable: for the Event has Shewn that you never deſigned to provide either for the Security of the one, or for the Aſſiſtance of the other.

To deceive me Still further with an Expectation of your doing Something for the defence of the Country, you deſired me to lay before you a Scheme for the better Regulating the Militia: But as if you meant only to learn my Notions thereof, that you might the more certainly Act counter to them, you upon Receipt of my Scheme gave Inſtructions to your Committee to draw up a Militia Bill upon a quite different ffoott, and after you had long kept it Depending, you deſtroyed it in your own Houſe

After

After I had, at your requeſt, Laid before you the Government of *Carolinas* Application to me for Supplys, and the Treaty I thereupon made, was there a man that pretended to fault the Same? No, you Voted £450: to enable me to Comply with it; but then I muſt have it upon terms which the yeilding to, would be So high an Act of injuſtice as would render me unworthy to be a Governor; for I muſt Aſſent to y^e^ Repealing a Law, upon the Faith of which at leaſt £7000: had been Expended laſt year, in Store houſes Wharffs and Scales and no Equivalent or Compenſation made in your Act to the Perſons who had Diſburſed the Same.

So then all the Aſſiſtance you have given me to perform my Treaty, is a trivial Bill to excuſe a few of the *Carolina* Volunteers from paying this years Levy, which I think even without Such an Act, cannot fairly be Demanded of them, Since they are not Inhabitants of this Colony. And more Strange is your Caution of enabling me to Defend your Country, when you have Rejected a Claim of Nine Shillings for the fforage of Three horſes, which I Sent to draw Canon to the Frontiers.

Will not the World Say it is below the Dignity of the Repreſentative Body of the Kings firſt Colony, to Trick and Trifle thus with their Governor? To Aſſure him, on the 8^th^ day of their Seſſion that they are heartily deſireous to Joyn their beſt Aſſiſtance for the better Security and Defence of their Country: To Repeat, on y^e^ 20^th^ day, full Aſſurances of their unfeigned zeal for its preſervation: and at laſt, on the 31^st^ day of their Seſſion to Reſolve that it is wholly incumbent upon him to Defend it.

If I propoſed to the laſt Aſſembly a more frugal Method for Securing the Frontiers, and contrived that the Same Sum which they had given to defend the Country till *January* 1714. Should Serve to Secure it until *December* 1716, Sure no Man of common Sence and Juſtice will from thence infer that I am bound to provide any other Safeguard, than according to the Eſtabliſhment that the Aſſembly made upon my Propoſal.

And it is black Ingratitude in your Houſe to inſinuate, by one of your Reſolves, as if I had already been Sufficiently paid for Guarding the ffrontiers, for both this year and the next; for I Defy even a *Conway*, a *Corbin*, or a *Marable*, to make appear that the Money and Tobacco, given by the laſt Aſſembly for the Defence of the Country for thoſe two years, can enable me to pay one man more than what have conſtantly been and actually are kept on ffoott.

Trees are to be known by the Fruit they bear; and 'tis not your raſh Reſolves, but conſiderate Acts, that can clear you of the Imputation of being obſtinately bent to do nothing for the Safety and Dignity of his Majeſtys Government; and now after a Seſſion of thirty Six days I challenge you to tell me of one Single thing you have done for the benefit of the Same

And when you deny to give any thing towards Defending his Majeſtys Government, is it a time to ask to be at Liberty to defraud your Sovereign of Thouſands of Pounds in his Quit Rents?

When the Publick Levy, which you have now laid is but 71230½^lbs^ of tobacco And the Burgeſſes Allowances for this Seſſion, with the Officers, amount to above 338000 is there any Motive to the Crown to yield to be tyed up to frequent Aſſemblys?

And now after Such an Expence, pray M^r^ *Speaker*, what Acts is your Aſſembly to be Recorded for? none truly that will be Admitted into the Statute Books; for the Three inconſiderable ones which I have now paſſed, are only private and Temporary Acts.

Conſidering the Length of your Seſſion, and the general accord in your Houſe, where you have not had above ffive or Six Gentlemen who have withſtood your proceedings; 'tis Strange that you have not been able to fall upon any juſt Meaſures, to Redreſs the mighty Grievances you came fraughted with, or to frame one Bill of Moment, which y^e^ Council could in reaſon Paſs

The Opinion of this Body muſt have great weight with me, who know with what Deliberation and Temper they have handled your Bills, how truly Deſireous they have been to Redreſs real Grievances, and how zealous to bring you into Meaſures for that purpoſe

purpoſe, which might be agreeable to Juſtice, Honour and the Publick Welfare of their Country.

This Body of Gentlemen, as well as thoſe few among you, who have all along diſſented from your wild Proceedings, muſt be allow'd to have far greater concerns in *Virginia*, than all the Grand Governing Body of your Houſe; So cannot be Suſpected of having leſs at heart, than you, the Intereſt of the Country; and conſidering their parts and Stations, I muſt acknowledge them to be the beſt Judges thereof.

But to be plain with you, the true Intereſt of your Country, is not what you have troubled your heads about; all your proceedings have been calculated to Anſwer the Notions of the ignorant Populace; And if you can Excuſe your Selves to them, you matter not how you Stand before God, your Prince, and all Judicious men, or before any others to whom, you think, you owe not your Elections.

The new Short Method you have fallen upon, to Clear your Conduct by your own Reſolves, will prove this Cenſure to be juſt: for I appeal to all rational men who ſhall Read the Aſſembly Journals, as well of the laſt Seſſion as of this whether Some of the Reſolves of your Houſe of the 2^{d} Inſtant, are not as wide from Truth and fair Reaſoning, as others are from good Manners.

In fine, I cannot but Attribute thoſe Miſcarriages to the Peoples Miſtaken Choice of a Set of Repreſentatives, whom Heaven has not generally endowed with the Ordinary Qualifications requiſite to Legiſlators; for I obſerve that the Grand ruling Party in your Houſe, has not furniſhed Chairmen for two of your Standing Committees [Priviledges and Claims] who can Spell *Engliſh* or Write Common Sence; as the Grievances under their own hand writing will manifeſt. And to keep Such an Aſſembly on foot, would be Diſcrediting a Country that has many able and Worthy Gentlemen in it; and therefore I now Diſſolve you.

171-172

JOURNALL

OF THE

HOUSE OF BURGESSES

AT A

GEN^{LL} ASSEMBLY

Begun at the Capitol the Twenty Third day of *April* In the fourth year of the Reign of our Soveraign Lord GEORGE King of *Great Brittain France* and *Ireland* Annoq$_3$ Dom. 1718



RICHMOND, VIRGINIA.

MCMXI.

JOURNALL

of the

HOUSE OF BURGESSES.

Wedneſday. April the 23d 1718

THE Members preſent to the number of forty three having taken the Oaths and made and Subſcribed the Declaration and taken the Oath of Abjuration according to the Laws made for thoſe purpoſes mett in the Houſe—

Thomas Eldridge having taken the Oaths by Law appointed and Subſcribed the Teſt was by virtue of a Commiſſion from the Honble the Lievt Governr Sworn Clerk of the Houſe of Burgeſſes and admitted to his place in the Houſe accordingly.

A Meſſage from the Honble the Lievt Governour by Mr *Robertſon*

Gentn of the Houſe of Burgeſſes.

The Governour Commands your immediate Attendance in the Council Chamber Accordingly the Houſe went up to attend the Governr And he was pleaſed to Say to this Effect.

Gentlemen

I am well pleaſed with the Generall Choice the Country has made of their Repreſentatives before wee proceed to any Buſineſs it is neceſſary your Houſe have a Speaker And I ſhall Leave it to your choice to Elect Such a perſon as you think equal to that Truſt. Accordingly the Burgeſſes returned to their Houſe and proceeded to the choice of a Speaker and after Some time, the Houſe *Nemine contra dicente* made choice of Mr *Daniel McCarty* for their Speaker who was conducted and placed in the Chair—

Ordered That Mr *Corbin* Mr *Cuſtis* Mr *Eskridge* Mr *Randolph* Mr *Diggs* Mr *Baylor* Mr *Merrywether* Mr *Blair*, Mr *Bolling*, Mr *Preſly* Mr *Willis* and Mr *Johnſon* attend the Governour and acquaint him that this Houſe have made choice of a Speaker and to know his pleaſure when the Houſe Shall wait upon him to preſent him—

Mr *Corbin* reported that the perſons appointed had (according to order waited on the Governour and Acquainted him that this Houſe had made choice of their Speaker and that they waited his pleaſure to know when they ſhould preſent him, and the Governour was pleaſed to appoint tomorrow morning at Eleven a Clock in the Council Chamber

And then the Houſe adjourned til to morrow morning Ten a Clock.—

Thurſday April the 24th 1718

A MESSAGE from the Honble the Lievt Governour by Mr *Robertſon*

Mr Speaker and Gentl of the Houſe of Burgeſſes

The Governour commands your immediate attendance on him in the Council Chamber and Accordingly the Houſe went to attend the Governour. And being returned Mr *Speaker* acquainted the Houſe to this Effect. That he had repreſented to the Governour. That the Houſe had been pleaſed to make choice of him to be their Speaker which was by the Governour approved off, And that thereupon

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in the Name of the Burgeſſes he humbly moved that all the antient Rights and Privilledges of the Burgeſſes might be continued to this Aſſembly. That they and their Servants in their perſons and Eſtates might be free from Arreſts and other Diſturbances, that in all their Debates they might have freedome and Liberty of Speech and as Occaſion requires acceſs to his Honours perſon and that thereupon his Honour was pleaſed to Say they were all granted.

After which Mr *Speaker* further acquainted the Houſe that the Governr was pleaſed to make a Speech and that the ſame being long he had obtained a Copy thereof which he read and then delivered in at the Table where the Same was again read and is as follows

Gentlemen of the Aſſembly

Such is the happy State of your Country that you are not now convened to raiſe Supplys to defend your Eſtates, or to Support the Government but rather to find out the beſt waies and meanes to Diſpoſe of the greateſt Bank of money that ever was at One time in the Publick Treaſury of Virginia. Nor has this been paid in by the Taxable Inhabitants of the Colony but ariſen by Duties laid on Forreign Importations and Neighbouring Provinces muſt Envy *Virginia*'s Eaſe from Publick Levys when they ſhall know that Eighty three pounds of Tobacco per pole is the Totall Sume that has been levyed on her People by all the Acts of Aſſembly for Eleven yeares paſt—

Your gratefulleſt acknowledgments are moſt Juſtly due to the Ruler of the Univerſe for the preſent Bleſſings you enjoy of a very flouriſhing Eaſie and peacefull Condition, never was the produce of your Lands and Peoples Labours more in Demand or afforded larger Returns, never were your Publick Taxes more moderate the yearly Levy in former times having often been above one hundred ℔ poll and never did your ffrontiers continue under a more perfect tranquility with reſpect to the Indians than for theſe four yeares paſt—

Conſider your Southern Neighbours to know your own happineſs, See how they are involved in Debt by Indian Warrs and cruelly harraſt by heathen Enemys, who have it Equally in their power to annoy us. I can remember the times you Laboured under worſe Circumſtances when in the firſt years of my Adminiſtration your cheif Manufacture inſtead of Supporting the Planters family, uſually brought him in debt. when Warr was Judged the only means to preſerve this Colony and when a Bill was formed to raiſe Twenty Thouſand pounds for carrying it on. Reflect who reſtrained you then from that violent proceeding, And if I have procured your welfare by other meaſures and Saved you an Expence of Blood and Treaſure, they muſt be Strangely perverſe who can continue to Clamour when their Country proſpers, meerly becauſe it has not been reſcued after their fancys I hope you will think fit to purſue the Steps I have taken to compaſs theſe happy ends for to be careleſs of Engagements a Governour has entred into for your Sakes may prove more pernicious to you and your Poſterity than it can be Diſhonorable to him. A Diſappointed Indian being a Dangerous perſon and no people in the world more apt than they to revenge Breach of Treaty—

The five United Nations of Indians to the Norward have Shewn A Diſpoſition to break with us And the Indians under the Protection of this Government, telling us plainly (in their phraſe) that the Covenant Chain formerly made with my Lord *Howard* is grown ruſty and wants to be brightened, and a conſiderable Body of them were actually on their march to infeſt our Frontiers when I the laſt ffall haſtened away to *New York* to prevent the Evil Conſequences of their nearer approach and Some Preliminarys for that purpoſe have been offered which ſhall be laid before you And I ſhall leave it to your Conſultations to determine whether any further meaſures ſhall be taken to preſerve thoſe Peoples Friendſhip—

But let me tell you that if a Treaty be Sett on foot the Indians inſiſt upon having it carryed on at *Albany*. and no man goes on Publick Embaſſys more than a Warfare at his own Charges, neither can any reaſonable man think it Juſt that the many Expenſive

penſive and ffatiguing Expeditions I have undertaken purely for the Countrys Service ſhould be defrayed by my own private Purſe—

It is the Kings Pleaſure that I ſhould communicate to you an Additional Inſtruction relating to Acts of Aſſembly which may affect the Trade and ſhipping of *Great Brittain* and in laying before you the Order for Repealing the late Act which reſpected the Indian Trade you will alſo know what I have further in Command from his Majᵗʸ to recommend to you—

Gentlemen

I have had the happyneſs of a good Agreement with former Aſſemblys even when there were neceſſitys and Troubles to perplex and ruffle their Tempers and now that you have abundant reaſon to be eaſye in your Countrys peacefull State, to be cheerfull under your own Thriving Circumſtances and to be Joyfull for his preſent Majeſties Auſpicious Raign, it muſt be allowed that wee have in this meeting Stil a better foundation for Harmony. and as I am entirely diſpoſed to keep up a good underſtanding with you, I hope you will be catious of being any waies miſled and will act as if you Sincerely deſired to Second this Intention of mine—

Reſolved That this Houſe will take the Said Speech into conſideration on *Tueſday* next

The Petition of the Reverend *Hugh Jones* Clerk praying to be admitted Chaplain to the Houſe was read. And thereupon

Ordered That he be accordingly admitted—And

That he attend in the Conference room every morning at Eight of the Clock and read Divine Service—

Severall other Members took the oaths and made and Subſcribed the Declaration and took the Oath of Abjuration according to the Laws made for thoſe purpoſes—

The Severall Petitions of *Edward Dyer*, *William ffrancis*, *Ezekiel Gilbert* *William Wager* *John Anderſon*, *John Chaucey* *Alexander McGregor* *James Pitman* and *Anthony Baker* were Severally read praying to be admitted Doorkeepers to this Houſe And thereupon

Ordered. That the Said *Edward Dyer*, *William ffrancis* *Ezekiel Gilbert* and *William Wager* be admitted Doorkeepers, and that they give their reſpective attendance on the Houſe this Seſſion—

A Committee for Elections and Priviledges

Mr *Eskridge* Chairman

Mr *Preſly*.....Mr *Grimes*
Mr *Griffin*.....Mr *Willis*

Ordered That Mr *Miles Cary* be Clerk of the Said Committee and give his attendance accordingly—

Ordered That the Clerk of the Houſe deliver to the Chairman of the Committee for Elections and Priviledges the Severall writts for Election of Burgeſſes which ſhall come to his hands, and that the Said Committee take into their conſideration the Severall Returnes thereon, and make report of their proceedings and Opinions therein to the Houſe—

A Committee for Publick Claimes

Mr *Harriſon* Chairman

Mr *Barber*.....Mr *Diggs*
Mr *Neal*.....Mr *Goodrich*
Mr *Buſh*.....Mr *Johnſon*
Mr *Baylor*.....Mr *Bolling*
Mr *Broadnax*.....Mr *ffitzhugh*

The Petition of Mr *Miles Cary* praying to be admitted Clerk to the Comᵗᵉᵉ of Claimes being read

Ordered That he be admitted Clerk to the Said Committee and that he give his attendance accordingly—

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A Committee for Propoſitions and Grievances

Mr *Corbin* Chairman

Mr *Marrable*.....Mr *Randolph*
Mr *Merriwether*.....Mr *Jenkins*
Mr *Conway*.....Mr *Jones*
Mr *Burwell*.....Mr *Blair*
Mr *Eskridge*.....Mr *Braxton*

The Petitions of Mr *Godfrey Pole* and Mr *Mathew Kemp* each praying to be admitted Clerk to the Committee of Propoſitions and Greivances were Severally read And thereupon.

Ordered That Mr *Godfrey Pole* be Clerk to the Comtee of Propoſitions & Greivances and that he give his Attendance accordingly—

Ordered That the Comtees have power to adjourn themſelves *de die in diem* and to Send for perſons Records Journalls and other Papers they ſhall from time to time have Occaſion of—

Reſolved and accordingly *Ordered*

That all Propoſitions Greivances and Publick Claimes be brought into the Houſe on *Tueſday* the Twenty ninth day of this Inſtant *April* at furtheſt or not to be received in this Seſſion of Aſſembly without perticular leave of the Houſe—

Ordered That the Clerk of the Houſe Publiſh the furtheſt time Set by the Houſe for receiving propoſitions Greivances and Publick Claimes during this Seſſion by Setting up a fair Copy of the Reſolve of the Houſe made in that behalf.

Upon a motion made after a Debate, the queſtion was put.

That Inſtructions be given the Committee of Elections and Priviledges to inſpect the Journall of this Houſe at the laſt Seſſion and report what is neceſſary to be further conſidered this Seſſion relateing to a Breach of ye Priviledges of that Houſe

It paſt. In the Negative

Ordered That the Committee of Propoſitions and Greivances Inſpect the Journal of the laſt Seſſion and report to the Houſe what they find neceſſary to be taken into conſideration this Seſſion—

Ordered That the Committee for Publick Claimes inſpect the report of the Said Committee at the laſt Seſſion and report to the Houſe what they find neceſſary to be further conſidered this Seſſion—

The Orders of the Houſe for laſt Seſſion being read at the table—

Reſolved That the Houſe do approve of the Same and that they ſhall continue Orders for this Seſſion—

Ordered That the Said Orders lye conſtantly upon the table for every Members Peruſall

Ordered That the Houſe be called over as often as ſhall be thought convenient and that thoſe Members who ſhall be wanting in their Duty of attendance be lyable to the Cenſure of the Houſe—

Reſolved and accordingly *Ordered*.

That it be a Standing Rule of this Houſe that fifteen member with the Speaker be a Sufficient Number to adjourn

And then the Houſe adjourned til to morrow Morning ten a Clock.—

Fryday April the 25th 1718

SEVERALL Publick Claimes from the Countys of

Middleſex.....*New Kent*
Henrico.....*Richmond*
King & Queen.....*King William*
Charles City.....*Prince George*
*Eliz*ab *City*.....*James City*
Warwick.....*York*.
Glouceſter

were

were prefented to the Houfe and referred to the conſideration of the Com^tee for Publick Claimes to Examine the Subject Matter thereof and report the Same with their Opinions therein to the Houfe

A Claime of *Henry Tyler* Sherriff of *York* County for his attendance at the Generall Court was prefented to the Houfe and referred to the Conſideration of the Committee for Publick Claimes to Examine the matter thereof and report the Same with their Opinions therein to the Houfe.

A Claime of *Tho. Nutting* ſherif of *York* County for his Attendance at the Gen^ll Court was prefented to the houfe & referred to the Conſideration of the Committee for pub^k. Claims to Examine the matter thereof & report the Same w^th their Opinion therein to the Houfe

A Propoſition from Severall of the Inhabitants of *New Kent* County was read and after a Debate, the Queſtion was put.

That the Said Propoſition ſhall be committed to the Committee of Propoſitions and Greivances

Reſolved In the affirmative—And thereupon—

Ordered That the Conſideration of the Said Propoſition be referred to the Com^te of Propoſitions and Greivances to report their Opinions therein—

A Grievance from the County of *Richmond* was read and referred to the conſideration of the Committee of Propoſitions and Greivances to report their Opinions therein

Upon a Motion made

Ordered That M^r *Cole* and M^r *Grymes* be added to the Committee of propoſitions and Greivances

The Commiſſion of M^r *James Sherles* to be Meſſenger to this Houfe was read

M^r *Jenkins* moving for leave to be abſent from the Service of the houſe til *Tueſday* next. Leave is accordingly given him—

And then the Houſe adjourned til to morrow morning ten a Clock

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Saturday April the 26^th^ 1718.

SEVERALL Publick Claims from the Countys of *Norfolk* and *Iſle* of *Wight* were preſented to the Houſe and referred to the Conſideration of the Committee for Publick Claimes to Examine the Subject Matter thereof and report the Same with their Opinions therein to y^e houſe

The Petition of *William Kemball* praying an Allowance as Interpreter to the *Sapony* and other Indians was read and referred to the conſideration of the Committee for Publick Claimes to Examine the matter thereof and report the Same with their Opinions therein to the Houſe

A Greivance from the County of *Norfolk* was read and referred to the Conſideration of the Com^tee of Propoſitions and Greivances to report their Opinions therein—

The Petition of *Harry Beverley* and others deſireing a Law may be paſſed for building a Bridge over the *Dragon* Swamp was read and referred to the Conſideration of the Committee of Propoſitions and Greivances to report their Opinions therein—

M^r *Eskridge* from the Committee of Elections and Priviledges reported that the Said Committee had taken into conſideration the Severall Returnes on Some of the writts committed to them and therein had come to Severall reſolutions which he read in his place and then delivered them in at the Table where being again read the Houſe took the Same into immediate conſideration and part of the Said report being agreed to with an Amendment—

Reſolved That M^r *William Randolph* and M^r *John Bolling* are duely returned Burgeſſes to Serve in this preſent Gen^ll Aſſembly for the County of *Henrico*—

Reſolved That M^r *Edward Goodrich* and M^r *Robert Hall* are duly returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *Prince George*—

Reſolved

Reſolved. That Mr *Henry Harriſon* and Mr *Samuel Thompſon* are duly returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *Surry*—

Reſolved. That Mr *William Bridger* and Mr *Arthur Smith* are duly returned Burgeſſ[s] to Serve in this preſent Gen[ll] Aſſembly for the County of *Iſle of Wight*—

Reſolved. That Mr *John Lear* and Mr *James Reddick* are duly returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *Nanſemond*

Reſolved. That Mr *William Crafford* and Mr *Willis Wilſon* are duly returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *Norfolke.*

Reſolved. That Mr *Maximilian Boush* and Mr *Horatio Woodhouſe* are duly returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *Princeſs Anne*—.

Reſolved. That Mr *Henry Jenkins* and Mr *Thomas Wyth* are duly returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *Elizab. City.*

Reſolved That Mr *William Cole* and Mr *Cole Diggs* are duly returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *Warwick.*

Reſolved. That Mr *William Barbar* and Mr *James Burwell* are duly returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *York.*

Reſolved That Mr *William Broadnax* and Mr *George Marrable* are duly returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *James City*—

Reſolved. That Mr *John Stith* and Mr *ffrancis Hardyman* are duely returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *Charles City*—

Reſolved. That Mr *Nicholas Merrywether* and Mr *John Stanup* are duly returned Burgeſſes to Serve in this preſent Gen[ll] Aſſembly for the County of *New Kent.*

Reſolved That Mr *Thomas Johnſon* and Mr *Orlando Jones* are duly returned Burgeſſes to Serve in this preſent Gen[ll] Aſſembly for the County of *King William.*

Reſolved. That Mr *John Baylor* and Mr *George Braxton* are duly returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *King* and *Queen*—.

Reſolved. That Mr *Gawin Corbin* and Mr *John Grymes* are duly returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *Middleſex*

Reſolved That Mr *John Hawkins* and Mr *William Daingerfield* are duly returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *Eſſex*

Reſolved. That Mr *William Woodbridge* and Mr *Thomas Griffin* are duly returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *Richmond*—

Reſolved That Mr *Daniel McCarty* and Mr *George Eſcridge* are duly returned Burgeſſ[s] to Serve in this preſent Gen[ll] Aſſembly for the County of *Weſtmoreland*

Reſolved That Mr *Edwin Conway* and Mr *James Ball* are duly returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *Lancaſter.*

Reſolved. That Mr *Peter Prefley* and Mr *Chriſtopher Neal* are duely returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *Northumberland*

Reſolved That Mr *Archybald Blair* is duly returned a Burgeſs to Serve in this p[r]ſent Generall Aſſembly for *James Town*—

Reſolved That Mr *John Cuſtis* is duly returned a Burgeſs to Serve in this preſent Generall Aſſembly for the Colledge of *William* and *Mary*—

Ordered. That the Committee of Elections and Priviledges inquire into the right the Preſident and Maſters have to Elect a Burgeſs for the Said Colledge and report the Same to this Houſe—

Ordered That the Conſideration of the report of the Said Committee made on the Return of the Writt for Election of Burgeſſes for the County of *Glocefter* be referred—

Reſolved That the Return of the writt for Election of Burgeſſes in the County of *Stafford* is not made according to Law And therefore

Ordered.—That the Sherrif or Under Sherrif of the Said County do appear to amend the Said Return on this day fortnight at fartheſt of which the Burgeſſes of the Said County promiſe to give the Said Sherif notice—

And then the Houſe adjourned til *Monday* Morning Ten a Clock.—

Monday

Monday April. 28th 1718

THOMAS *Eldridge* having reſigned his Commiſſion of Clerk of the Houſe of Burgeſſes and *John Randolph* having taken the Oathes by Law appointed and Subſcribed the Teſt, was by virtue of a Commiſſion from the honble the Lievt Governour Sworn Clerk in his Stead & admitted to his place in the Houſe accordingly.—

A Meſſage from the Honble the Lievt Governr by Mr *Robertſon*—

Mr *Speaker*

I am commanded by the Governour to lay before this Houſe his Majeſtys Additionall Inſtructions concerning paſſing of Laws which may affect the Trade and Shipping of *Great Brittain*, His Majeſtys Order in Council for repealing the Acts made for preventing ffrauds in Tobacco payments and for the better regulation of the Indian Trade, as alſo the Preliminarys neceſſary to be conceded by the Indians of the five nations to the Governmt of *Virginia* before any formall Treaty for renewing the Covenant Chain, being Severall Papers referred to by his Honours Speech to this Houſe which were read and ordered to lay on the Table—

Reſolved. That this Houſe will take the Said Papers into conſideration to morrow with the Governours Speech.

Then the Houſe adjourned til to morrow Morning Ten a Clock

Tueſday April 29th 1718

THE Petition of *Richard Buckner* late Clerk of the Houſe of Burgeſſes praying to be allowed for four Copies of the Journalls of the laſt Aſſembly, and, four Copyes of the Lawes delivered to the Governour and alſoe for One Copy of the Laws given into the Secretarys Office was read—

Ordered That the Said Petition be referred to the Conſideration of the Committee for Publick Claimes to Examine the matter thereof and report the Same with their Opinions thereon to the Houſe—

Severall Publick Claimes from the Countys of

Surry..... .....*Stafford*

Elizab: City..... *Accomack*

were preſented to the Houſe and referred to the Conſideration of the Committee for Publick Claimes to Examine the Subject Matter thereof and report the Same with their Opinion thereon to the Houſe—

The Claimes of *John Broadnax* Keeper of the Country goal were preſented to the Houſe and referred to the Committee for Publick Claimes to Examine the matter thereof and report the Same with their Opinion thereon to the Houſe—

Reſolved. That the Return of the writt for Election of Burgeſſes in the County of *Glouceſter* is illegally made and.

The Houſe being informed that the Sherif of the Said County attended at the Door and prayed to be admitted to amend his return

Ordered. That the Said Sherrif be admitted to the Barr of the Houſe and that he amend his Said return, and being admitted accordingly amended his Return and then withdrew—.

Severall other Members took the Oathes and made and Subſcribed the Declaration and took the Oath of Abjuration according to the Lawes made for thoſe purpoſes.—

The Houſe according to Order proceeded to take into conſideration the Governours Speech and the Same being read.—

Upon a Motion made—.

Reſolved That this Houſe will reſolve it Self into a Committee of the whole houſe to conſider the Said Speech, And the Houſe accordingly Reſolved it Self into the Said Committee

Committee and after Some time Spent therein Mr *Speaker* refumed the Chair and Mr *Randolph* reported from the Said Committee that they had come to Some refolutions which he read in his place and delivered in at the Table. where the Same were again read And (with Some amendments) agreed unto by the Houfe and are as follows *vizt*.

Refolved That that part of the Governours Speech relating to the Difpofall of the Bank of Money in the Publick Treafury be referred to be confidered after the Treafurers Accounts are laid before this Houfe—

Refolved That an Addrefs be prepared giving the Governr the Thanks of the Houfe for the kind Expreffions in his Speech whereby he hath Signifyed his Difpofition to keep up a good Underftanding with the Houfe and to affure his Honor that this Houfe Sincerely Defires to Second that intention of his, and for anfwering Such other parts of the Said Speech as are proper to be anfwered by way of Addrefs without firft comeing to Refolutions thereupon and to Acquaint his Honour that this Houfe will vfe the utmoft of their Diligence in anfwering the Said Speech—

Then Mr *Randolph* acquainted the Houfe That the Committee of the whole Houfe had directed him to move for leave to Sit again to confider further of the Governrs Speech And thereupon—

Refolved That the Houfe will again refolve it Self into a Committee of the whole houfe to confider further of the Said Speech—

Ordered That Mr *Treafurer* lay before the Houfe Accounts of the money in the Publick Treafury on *Thurfday* next

Ordered That the Comtee of Propofitions and Greivances do prpare and bring in an Addrefs to the Governr according to the Refolution of the Houfe.

Severall Greivances from the Countys of

Prince George.....*New Kent*
Charles City.....*King & Queen*
James City.....*Middlefex*
Northampton

being refer'd from the Council were read and refer'd to the confideration of the Comtee of Propofitions and Greivances to report their Opinion therein—

Propofitions from the County of *King William* to revive the late Act made for preventing frauds in Tobacco payments with Some Amendments, being refer'd from the Council were read and upon a motion.

Ordered That the faid Propofitions be rejected.

The Petition of *Henry Briggs* praying an Allowance as being Interpreter to the *Nottoway*. *Maherin* and *Nanfemond* Indians being refer'd from the Council was read and refer'd to the Committee for Publick Claimes to Examine the Matter thereof and report the Same with their Opinion thereon to the Houfe—

The Petition of *James Adams* praying an allowance as having been Interpreter to the *Pomonkey* and *Chichohominy* Indians Two yeares and a half, being refer'd from the Council was read and referr'd to the Comtee for Publick Claimes to Examine the matter thereof and report the Same with their Opinion thereon to the Houfe—

Mr *Eskridge* from the Comtee of Elections and Priviledges reported that the Said Committee had taken into confideration Severall matters to them referred and therein had come to Some refolutions, which he read in his place and delivered in at the table where they were again read.

Then the Houfe proceeded to the Immediate Confideration of the Said Report and part thereof was agreed to and is as follows—

Refolved That Mr *Tully Robinfon* and Mr *Solomon Ewele* are duly returned Burgeffes to Serve in this prefent Genll Affembly for the County of *Accomack*—

Refolved That Mr *Willm Waters* and Mr *Charles ffloyd* are duly returned Burgeffes to Serve in this prefent Generall Affembly for the County of *Northampton*—

Then upon confideration of that part of the Report of the Comtee of Elections and priviledges relating to the Right the Prefident and Mafters of the Colledge of *William* and *Mary* have to Elect a Burgefs in this prefent Genll Affembly for the Said Colledge

A Debate arifeing after ſome time ſpent therein
The Queſtion was put. That the Debate be adjourned
Reſolved in the Affirmitive and thereupon
Ordered. That the Said Debate be reaſſumed to morrow at twelve A Clock—
Ordered That the Preſident and Maſters of the Said Colledge have Leave to be heard to morrow at the Barr of the Houſe by Council or otherwiſe touching their Right to Elect a Burgeſs to Serve in this preſent Gen[ll] Aſſembly for the Said Colledge—
Then the Houſe adjourn'd til to morrow morning ten a Clock—

Wedneſday 30[th] *April* 1718.

THE Order of the Day being read for the Preſident and Maſters of the Colledge of *W[m]* and *Mary*, to be heard by Council or otherwiſe touching their Right to Elect a Burgeſs to Serve in this preſent Generall Aſſembly for the Said Colledge— the Preſident of the Said Colledge was called in and heard upon that matter and then withdrew—

After a Debate and Some time Spent therein, the Queſtion was put That the Report of the Com[tee] of Elections and Priviledges be agreed to—

Reſolved In the affirmative and thereupon—

Reſolved That M[r] *John Cuſtis* is duely Elected a Burgeſs to Serve in this preſent Generall Aſſembly for the Colledge of *W[m]* and *Mary*—

M[r] *Orlando Jones* moving for leave to be abſent from the Service of the Houſe for Some time It is accordingly given him—

Severall Claimes from the Countys of *Princeſs Anne* and *Nanſemond* were by Leave of the Houſe preſented and referr'd to the Committee for Publick Claimes to Examine the matter thereof and report their Opinion thereon to the Houſe

The Petition of *Sufan Allen* praying to be allowed for a Negro man killd by *David Cunnigham* in defence of himſelf, was by Leave of the Houſe, preſented read and referred to the Committee for Publick Claimes to Examine the matter thereof and report their Opinion therein to the Houſe—

Then the Houſe adjourned til to morrow morning Ten a Clock—

Thurſday. May the firſt 1718

MR *Corbin* reported from the Com[tee] of propoſitions and Greivances that they had (according to order) prepared an Addreſs to the Govern[r] which he read in his place and then delivered in at the table, where the Same was again read and with Some Amendments) agreed to by the Houſe and is as follows

To the Hon[ble] Alexander Spotſwood *his Majeſtys Leiv[t]. Governo[r] of* Virginia
The humble Addreſs of the Houſe of Burgeſſes
May it pleaſe yo[r] Hono[r].

Wee his Majeſtys moſt Dutifull and Loyall Subjects the Burgeſſes aſſembled with moſt thankfull hearts acknowledge the Divine Goodneſs for the Bleſſings we Enjoy in our preſent Peacefull and flouriſhing Condition

And as we have alſo the greateſt reaſon to bleſs the Almighty for the many benefits received under his Majeſtys moſt Auſpitious Reigne So we think our Selves in Duty Bound to return our humbleſt thanks to his moſt Gracious Majeſty for his great care of our Trade and Encouragement of our Manufactures upon which the welfare and happineſs of this Colony in ſo great a meaſure depends.

Wee acknowledge the prudent Conduct of the Government, by whoſe wholeſome Councils and Endeavours the happyneſs and tranquility of our Country hath been So wiſely preſerved—

Wee

Wee return Yo^{r} Honour our hearty thanks for the kind Expreſſion of your Diſpoſition to keep up a good underſtanding with this Houſe and do aſſure you that nothing on our parts ſhall be wanting to Second Yo^{r} good Intention which Wee hope may be Improved by our mutual Endeavours to Redreſs our juſt Greivances, to Secure our Antient Rights and Priviledges and to Eſtabliſh Such a harmony in our proceedings as may ſhew to lateſt poſterity, That all Reſentments are Sacrificed to the Publick Intereſt And we further aſſure Yo^{r} Honour That wee will with the utmoſt diligence and applycation take into our Conſideration the other parts of your Speech that relate to thoſe Papers you were pleaſed to lay before us

Ordered That the Said Addreſs be fairly tranſcribed and Signed by M^{r} *Speaker.*

Ordered That the Committee of Propoſitions and Grievances and for Publick Claimes p^{r}ſent the Same to the Governour—

Then the Houſe adjourned til to morrow morning ten a Clock

Fryday May the 2^{d} 1718

MR *Crafford* and M^{r} *Braxton* moving for leave to be abſent from the Service of the Houſe til *Tueſday* next

It is accordingly granted them—

M^{r} *Conoway* moving for leave to be abſent from the Service of the Houſe til *Thurſday* next it is accordingly granted him—

The Petition of *Thomas Cuſtis* praying to be allowed for tranſporting three Runaway Negro's over *Cheſapeak* Bay to *Elizabeth City* was (by the Leave of the Houſe) preſented and read.—

Ordered That the Said Petition be refer'd to the Committee for Publick Claimes to Examine the matter thereof and report the Same with their Opinion thereon to the Houſe—

The Petition of *Miles Cary* praying to be allowed for three Copys of the State of the Publick Tobacco Accounts of the laſt Seſſion was by leave of the Houſe preſented read and referred to the Committee for Publick Claimes to Examine the matter thereof and report the Same with their Opinion thereon to the Houſe.

Severall Greivances from the County of *Accomack* being referr'd from the Council were read and referr'd to the Com^{tee} of Propoſitions and Greivances to report their Opinions therein—

M^{r} *Corbin* from the Com^{tee} of Propoſitions and Greivances reported that the Said Committee had taken into conſideration Severall of the matters to them referred and therein had come to Some reſolution which he read in his place and deliver'd in at the Table where being again read the Houſe proceeded to the Immediate conſideration of the Same—

And upon conſideration of the report of the ſaid Committee made upon the Greivance from *Richmond* County for dividing the Said County

The Houſe agreed to the ſaid report *viz^{t}.*

Reſolved. That the Same be rejected—

And upon conſideration of the report of the ſaid Committee made on the Grievance from *Norfolk* County for aſcertaining the Price of Pitch and Tarr for payment of Publick Levys.

The Houſe agreed to the Said report *viz^{t}.*

Reſolved. That the ſame be rejected.

And upon conſideration of that part of the Greivance of the Countys of *New Kent Middleſex, Norfolk. Charles City, James City* and *King* and *Queen* for aſcertaining Secretarys, Sheriffs, Clerks and other Offycers ffees.

The Houſe agreed to the Said report *viz^{t}.*

Reſolved. That a Bill be prepared and bro^{t} in to aſcertain the Said ffees.

Ordered

Ordered. That it be referred to the Committee of Propoſitions and Greivances to prpare and bring in the Said Bill—.

And upon conſideration of the report of the Said Committee made on the Greivance from *King* and *Queen* relating to Surveyors of the Highwayes complaining of their having been fined without ever being Sumoned or heard before a Juſtice and that the Law relating to Highwayes may be amended—

The Houſe agreed to the Said report *viz*t.

Reſolved. That the Same be rejected.

And upon conſideration of the report of the Said Committee made on the Greivance from the Said County relating to Slips and Seconds Alſo upon conſideration of the report of the Said Committee made on the Greivance from the Said County relating to the Shipping of Tobacco Stalks and Stems

The Houſe agreed to the ſaid report *viz*t.

Reſolved. That the Same be rejected—

And upon conſideration of the report of the Said Committee made on the Propoſition from *King* and *Queen* and *Middleſex.*

That Lawyers ffees be added to the Bill of Coſts

The Houſe agreed to the Said report *viz*t.

Reſolved. That the Same is reaſonable. And thereupon

Ordered That it be added to the Bill for aſcertaining Offycers ffees.

And upon conſideration of the report of the ſaid Committee made on the Greivance from *Prince George* County for the better regulating the Pariſhes of *Weſtopher* and *Weynoak.*

The Houſe agreed to the Said report *viz*t.

Reſolved. That a Bill be prepared and brought in to conſolidate thoſe parts of the ſaid Pariſhes on the South ſide *James* River with the Pariſh of *Merchants Brandon*—

Ordered That it be referr'd to Mr *Harriſon*, Mr *Stith*, Mr *Hardyman* Mr *Goodrich* and Mr *Hall* to prepare and bring in the Said Bill—

And upon conſideration of the report of the Said Committee made on a Greivance from *Charles City* County for Enlarging the Bounds of *Weſtopher Pariſh.*

After a Debate the Queſtion was put.

That the Report of the Said Committee be agreed to

It paſt in the Negative. And thereupon

Reſolved. That the Said Greivance be rejected.

And upon conſideration of the report of the ſaid Committee made on a Greivance from *Charles City* County for inlarging the ſaid County

The Houſe agreed to the ſaid report *viz*t.

Reſolved That the Same be rejected

Mr *Corbin* acquainted the Houſe That the Addreſs of this Houſe had been prſented to the Governour and that he was pleaſed to return the following Anſwer Tell your Houſe of Burgeſſs I give 'em thanks for their Addreſs—

The Petition of *Michael Meggiſon* praying to be Enabled to Sell certaine Lands deviſed to him in Tail in conſideration of Setling other Lands of greater value to the Same Uſes was by leave of the Houſe preſented and read—

Ordered. That it be referred to Mr *Willis*, Mr *Buckner* and Mr *Merrywether* to Examine the Subject matter of the Said Petition and report the Same with their Opinion thereon to the Houſe—

The Houſe Reſolved it Self into a Committee of the whole Houſe to conſider further of the Governrs Speech, And after Some time Spent therein Mr *Speaker* reſumed the Chair and Mr *Randolph* reported from the Said Committee That they had come to a Reſolution which he read in his place and delivered in at the Table where the Same was again read and agreed unto by the Houſe and is as follows.

Reſolved. That an Addreſs be prepared to the Governour deſireing him to inform the Houſe in what manner the Indians to the Norward have ſhewn a Diſpoſition to break

break the Covenant made with them by the Lord *Howard* and that he will cauſe the Said Covenant to be laid before the Houſe with what other Engagements has been Entred into with the Indians for the Welfare of this Country And that he will alſo be pleaſed to Inform this Houſe what Expenſive and fatiguing Expeditions he has undertaken purely for the Countrys Service with the Charge thereof—

Then Mr *Randolph* acquainted the Houſe that the Committee of the whole Houſe had directed him to move for leave to Sit again to conſider further of the Governrs Speech. And thereupon—

Reſolved. That the Houſe will again reſolve it Self into a Committee of the whole houſe to conſider further of the Said Speech—

Ordered That the Comtee of Propoſitions and Greivances prepare the Said Addreſs to the Governour—

Mr *Treaſurer* according to order laid before the Houſe his Accounts of the Publick Revenue

Ordered. That Mr *Corbin* Mr *Grymes* Mr *Harriſon*, Mr *Baylor* and Mr *Bolling* Examine the Said Accounts and report there opinion thereon to the Houſe—

Then the Houſe adjourned til to morrow morning ten a Clock

Saturday May the 3d 1718

MR *Corbin* reported from the Committee of Propoſitions and Greivances That they had (according to order) prepared an Addreſs to the Governr which he delivered in at the Table, where the Same was read and agreed to by the Houſe and is as follows—

To the Honble Alexander Spotſwood *his Majeſtys Leivt Govr of* Virginia—

The humble Addreſs of the Houſe of Burgeſſes.

May it pleaſe yor. Honr.

Wee his Majeſtys moſt Dutifull and Loyall Subjects the Burgeſſes aſſembled having taken into our conſideration that part of your Speech relating to the Indians Do humbly intreat yor Honrs will be pleaſed to inform this Houſe in what manner thoſe to the Nor'ward of this Country have ſhewn A Diſpoſition to break the Covenant made with them by the Lord *Howard* And that you will pleaſe to order the Said Covenant to be laid before us; Together with what other Engagements have been entred into with the Indians for the welfare of this Countrey—

And we further deſire your Honour will be pleaſed to informe this Houſe. what Expenſive and fatiguing Expeditions you have undertaken purely for the Service of this Colony together with the Charges thereof—

Ordered That the Said Addreſs be fairly tranſcribed and Signed by Mr *Speaker*

Ordered That Mr *Miles Cary* attend the Committee appoynted for Examining the Treaſurers Accounts as Clerk to the Said Committee—

The Houſe being informed that the Under Sherrif of *Stafford* attended at the Door and prayed to be admitted to amend the Returne of the writt for Election of Burgeſſes for the ſaid County.

Ordered That the Said Under ſherif be admitted to the Barr of the Houſe to amend the ſaid return, and being admitted he amended the Same and then withdrew

Then the Houſe adjourned til *Monday* Morning Ten a Clock

Monday May the fifth 1718

MR *Speaker* and Twenty Members mett and adjourned the Houſe til to morrow morning ten a Clock

Tueſday

Tueſday May the Sixth 1718

ORDERED That the Committees of propoſitions and Greivances and for Publick Claimes preſent the Addreſs of *Saturday* laſt to the Govern.

Mr *Corbin* reported from the Committee of Propoſitions and Greivances That the Said Committee had taken into their conſideration Severall of the matters to them referred and therein had come to Some reſolutions which he read in his place and delivered in at the Table where the Same was again read

Then the Houſe proceeded to the immediate conſideration thereof

And upon conſideration of the Report of the Said Committee made on that part of the Greivances from *James City* and *New Kent* Countys for Setting Idle People to work and preventing Diſorders from Lewd women—

The Houſe agreed to the Said report *viz.*

Reſolved That a Bill be prepared accordingly

Ordered That the Committee of Propoſitions and Greivances prepare and bring in the Said Bill—

And upon conſideration of the Report of the ſaid Committee made on the Propoſitions from *James City* County for payment of Jurys that Serve on Lands—

The Houſe agreed to the ſaid Report *viz.*

Reſolved. That the Same be rejected.

And upon conſideration of the report of the ſaid Committee made on the Greivances from *Prince George, New Kent* and *James City* Countys relating to the Poſt Office

The Houſe agreed to the ſaid report *viz.*

Reſolved That the great Abuſes that hath been committed in the Adminiſtration of the Said Office ought to be redreſſed, and that a Bill be prepared accordingly.

Ordered That the Committee of Propoſitions and Greivances prepare and bring in the Said Bill

And upon conſideration of the Report of the ſaid Committee made upon Inſpecting the Journalls of the laſt Aſſembly and upon the Propoſitions from *King* and *Queen Charles City* and *Prince George* Countys for payment of Burgeſſes

The Houſe agreed to the ſaid Report *viz.*

Reſolved That One hundred pounds of Tobacco ℔ *Diem* be paid to Each Burgeſs for his attendance on the Aſſembly. And that a Bill be prepared accordingly—

Ordered That the Committee for Publick Claimes prepare and bring in the Said Bill—

Mr *Goodrich* reported That the perſons appointed had according to Order prepared a Bill to Divide thoſe parts of the pariſhes of *Weſtover* and *Weynoak* which lye on the South Side *James* River from thoſe parts of the ſaid Pariſhes which lye on the North Side the Said River and for Uniting *Weſtopher* and *Weynoak* pariſhes on the Southſide *James* River to *Martin Brandon* Pariſh in the County of *Prince George* and for making *Charles City* County One intire pariſh which he preſented to the Houſe and the Same was received and read the firſt time and ordered to be read a Second time.

The Houſe reſolved itſelf into a Committee of the whole Houſe to conſider further of the Governours Speech And after ſome time Spent therein Mr *Speaker* reſumed the Chair and Mr *Randolph* reported from the Said Comtee That they had come to Some reſolutions which he read in his place and then delivered in at the Table where the Same was again read.

Ordered That the Said report be taken into conſideration to morrow

Then the Houſe adjourned til to morrow morning ten a Clock.

Wedneſday. May the Seventh 1718

THE Petition of *Chicheley Corbin Thacker* praying an Allowance as Clerk of the Secretarys Office as uſual being referred from the Council was read and referr'd to the Committee for Publick Claimes to Examine the Same and make report thereof with their Opinion thereon to the Houſe—

The Petition of *William Cocke* Eſq. Secretary praying an Allowance for twenty Seven

Seven writts for Election of Burgeſſes iſſued out of his Office according to Law being referr'd from the Council was read and referred to the Comtee for Publick Claimes to Examine the Same and make report thereof with their Opinion thereon to the Houſe—

The Petition of *Richard Hickman* Setting forth that he was Imployed to write a Copy of the Lawes made in the year 1711 for the uſe of the Generall Court and praying to be Allowed for the Same was preſented to the Houſe and read

Ordered That the Said Petition be rejected.

The Memoriall of *John Tullit* containing Propoſalls to Erect an Iron work in this Colony being referr'd from the Council, was read and referred to the Committee of Propoſitions and Greivances to Examine the Same and make report thereof with their Opinion thereon to the Houſe—

The Houſe according to Order proceeded to the conſideration of the report of the Committee of the whole Houſe made on Yeſterday—

After a Debate—The Houſe agreed to the Said report with Some Amendments as follows.

Reſolved That an Addreſs be prepared to the Governour giving him thanks for communicating to this Houſe the Inſtruction mentioned in his Speech and to Deſire him to lay before this Houſe the Gommiſſion under the Great Seal of *Great Brittain* whereby the Governour Council and Aſſembly of this Dominion are Impowered to make Laws Statutes and Ordinances for the Publick Peace wellfare and good Government thereof—

Reſolved. That the Indian Company have Leave til *Monday* next to lay before this Houſe an Account of the Charges and Expence they have been at for the Publick Benefit of this Country.

Reſolved That at this time the Houſe is not acquainted with any Abuſes in the Indian Trade which want regulation—

Ordered. That the Committee of Propoſitions and Greivances prepare the Said Addreſs—

Mr *Harriſon* reported from the Committee for Publick Claimes that they had (according to order) prepared a Bill to repeal part of an Act intituled *an Act for regulating the Election of Burgeſſes for ſetling their Priviledges and for aſcertaining their Allowance and for Leſſening the ſaid Allowance* which he preſented to the Houſe and the Same being received was read—

Upon a motion the Queſtion was put.

That the Said Bill be read a Second time

It paſt in the Negative And thereupon

Ordered. That the Said Bill be rejected

Mr *Diggs* moving for leave to be abſent from the Service of the Houſe a few daies It is accordingly granted him.

Then the Houſe adjourned til to morrow morning Ten a Clock

Thurſday May the 8th 1718.

MR *Corbin* acquainted the Houſe that the perſons appoynted had according to Order preſented the Addreſs of *Saturday* laſt to the Governour and that he was pleaſed to return the following Anſwer.

Tell the Houſe That whatever Enquirys they ſhall think fit to make into my Publick Tranſactions will alwaies be acceptable to me— This Addreſs will Occaſion my laying before the Houſe Severall Papers and as ſoon as I can get them prepared they ſhall be ſent down to you—

Mr *Corbin* reported that the Committee of propoſitions and Greivances had according to order prepared an Addreſs to the Governour which he delivered in at the Table where being read the Houſe proceeded to the Conſideration thereof

And

And after a Debate the Queſtion was put
That the Said Addreſs be agreed to without Amendments
Reſolved. In the affirmative. Which Addreſs is as followes.
To the Hon^ble Alexander Spotſwood *his Majeſ^ts Lieu. Govern^r. of* Virginia
The humble Addreſs of the Houſe of Burgeſſes.—

May it pleaſe yo^r Hon^r

Wee his Majeſ^ts moſt Dutifull and Loyall Subjects the Burgeſſ^s aſſembled Do return Yo^r Hon^r our humble Thanks for communicating to this Houſe the Inſtruction from his Majeſty menc̃oned in your Speech at the Opening of this Seſſion And alſo for communicating to this Houſe the Order of his Majeſty in Council of the One and thirtieth of *July* laſt which Order mentions A Commiſſion und^r the Great Seal of *Great Brittain* whereby the Govern^r Council and Aſſembly of this Dominion are Impowered to make Lawes Statutes and Ordinances for the Publick Peace welfare and good Government thereof

Wee humbly deſire yo^r Honour will be pleaſed to order the Said Commiſſion to be laid before this Houſe—

Ordered That the Said Addreſs be fairly tranſcribed and Signed by M^r *Speaker* and that the Committee of Propoſitions and Grievances and for Publick Claimes preſent the Same to the Governour

A written meſſage from the Governour & Council by M^r *Robertſon*—

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

The Governour and Council having received a Petition from *Moſes Price* One of the Soldiers liſted here for the aſſiſtance of *South Carolina* and thereupon thought fit to take his Examination in writing touching the Uſage he and the other *Virginia* Soldiers mett with from that Government think the Caſe of the Petitioner and the other Inhabitants of this Colony engaged in the Same Service worthy of the conſideration of your Houſe

The Government here has not been wanting to make the proper applycations to *South Carolina* to perſwade that Government to the performance of their Articles but all to no purpoſe—And finding how little Juſtice was to be Expected there. The Govern^r has fully repreſented the Caſe to the Right Hon^ble the Lords Commiſſ^rs for Trade and hath received an Anſwer, that their Lord^pps have laid it before his Majeſty But in regard many of the poor men who went into the Service of *Carolina* being diſappointed of the Advantages promiſed them are brought thereby into very hard Circumſtances, the widdowes and Orphans of Such as dyed in that Service reduced to poverty, And Debtors and Servants yet detained or Suffered to Stay (contrary to the Expreſs words of the Treaty) in that Province without any Remittances made for the Satisfaction of their Creditors and Maſters—The Governour and Council recommend to the conſideration of your Houſe to take Some meaſures for the preſent releif of thoſe who thus Suffer on account of the Governm^t of *South Carolinas* Breach of ffaith until his Majeſty ſhall be pleaſed to order Juſtice to be done therein—

May the 7^th^ 1718 By ord^r of the Govern^r and Council
Wil Robertſon Cl. G. Aſſ^bly—

Ordered That the Said Meſſage be taken into conſideration to morrow—

M^r *Corbin* reported that the Committee of Propoſitions & Greivances had according to Order prepared a Bill for Setling the ffees of the Secretary County Court Clerks. Sheriffs Coroner and Conſtables & for aſcertaining the ffees of Attorneys to be allowed in a Bill of Coſts As alſo declaring the power of the Secretary in appoynteing Court Clerks which he preſented to the Houſe and the Same being read the firſt time—

Ordered That it be read a Second time—

M^r *Corbin* reported that the perſons appointed had (according to Order) Examined the Treaſurers Accounts with the Vouchers and that the Same did agree

Ordered That the Treaſurer make Oath to the Said Accounts to the End they may be paſt.

A Bill to Divide thoſe parts of the Pariſhes of *Weſtopher* and *Weynoak* which lye on the South Side of *James* River from thoſe parts of the Said Pariſhes which lye on the North Side the Said River and for Uniting *Weſtopher* and *Weynoak* Pariſhes on the South Side *James* River to *Martin Brandon* Pariſh in the County of *Prince George* and for making *Charles City* County One intire Pariſh was read a Second time and an Amendment being made therein—

Ordered That the Said Bill with the Amendment be ingroſſed—

Upon a motion of Mr *Hawkins* a Member of this Houſe he has leave to be abſent til *Thurſday* next.—

Then the Houſe adjourned til to morrow morning ten a Clock.—

Fryday May the 9th 1718

MR *Treaſurers* Accounts the Ballance whereof due to the Country being Eight Thouſand five hundred forty Six pounds Seven pence half penny paſſed the Houſe—

Ordered. That the Committee for Publick Claimes carrye the Same to the Council for their Aſſent.

Mr *Corbin* acquainted the Houſe that the perſons appointed (had (according to order) preſented the Addreſs of Yeſterday to the Governour and that he was pleaſed to Say he would lay before the Houſe the Commiſſion they deſired

Upon a motion made the Houſe was called over And thereupon

Ordered. That Mr *Cole* be Sent for in Cuſtody of the Meſſinger to anſwer his Default in not attending the Service of the Houſe according to his Duty and that Mr *Speaker* Iſſue his warrant accordingly.

The Petition of *William Hatt* Setting forth that he has a Curious Picture of his Majeſty King *George* and propoſing to Sell the Same to this Houſe was preſented and read.—

Ordered That the Said Petition be rejected

The Petition of *Chicheley Corbin Thacker* Setting forth that a Copy of the Lawes made in the year 1711 belonging to the Secretarys Office was loſt and that he had Imployed *Richard Hickman* to write another Copy of the Same and praying that the Said *Hickman* might be allowed accordingly was preſented to the Houſe and read.

Ordered That the Said Petition be referred to the Committee for Publick Claimes to Examine the Same and make report thereof with their Opinion thereon to the Houſe—

Mr *Corbin* reported that the Committee of Propoſitions and Greivances had according to order prepared a Bill for the better Secureing the payment of Levys and for the puniſhment of lewd and Idle People which he preſented to the Houſe, and the Same being read the firſt time—

Ordered That it be read a Second time—

Mr *Corbin* from the Committee of Propoſitions and Greivances reported That they had taken into conſideration the Memorial of *John Tullit* containing propoſalls for Erecting an Iron work in this Colony and therein had come to Some reſolutions which he read in his place and delivered in at the Table where being again read the Houſe proceeded to the conſideration of the Same—

And after a Debate the Queſtion was put.

That the report of the Said Committee be agreed to

It paſt in the Negative And thereupon

Ordered. That the Said Propoſalls be rejected

Mr *Harriſon* acquainted the Houſe that the Committee for Publick Claimes could not proceed to finiſh the Book of Claimes for want of the book of Proportions of the laſt Aſſembly

Ordered

Ordered That the Clerk of the Gen[ll] Aſſembly the Clerk of the Houſe and the Clerks of the Severall Committees make diligent Search for the Same in their Offyces and make report to this Houſe in writing on *Monday* next—

A Bill for Setling the ffees of the Secretary, County Court Clerks, Sherifs Coroner and Conſtables and for aſcertaining the ffees of Attorneys to be Allowed in a Bill of Coſts—As alſo declaring the power of the Secretary in appointing County Court Clerks was read a Second time and Some Amendments being made therein—

Ordered That the Said Bill with the Amendments be ingroſſed—

A written Meſſage from the Hon[ble] the Liev[t] Govern[r] by M[r] *Robertſon*—

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

In Anſwer to Yo[r] Addreſs preſented to me on the 6[th] Inſtant I now lay before you the Treaty made by the Lord *Howard* with the Northern Indians, and Sundry late transactions with them by which and the letters herewith Sent it will appear That they inſiſt upon renewing their former Treaty and Expect it ſhould be done by Commiſſioners Sent for that purpoſe to meet them at *Albany*

If you conſider the Articles of Peace made with our Tributarys in 1677. approved by the Soveraign and confirmed by Act of Aſſembly it will not be Denyed but that they are Entituled to the Protection of the Government and that whoever attacks them may very Juſtly be ſaid to break w[th] us. That the five Nations have ſhewed ſomewhat more than a Diſpoſition to fall on theſe Tributarys will plainly appear from the Papers I now lay before you—

Whatever people may think of the inſult committed by the Northern Indians laſt year at *Chriſtanna* the falling on the *Cattawbaws* under the protection of that ſort at a time when in Complyance with their Engagements to this Government they were delivering up Hoſtages, the Sureſt pledges which could be deſired for their future fidelity to the *Britiſh* Intereſt—And when truſting to the Publick ffaith for their Security they had delivered up their Armes—If no regard were due to the perſon of the Governour then preſent is Surely a very great affront to the Government it Self and a Breach of the Treaty with my Lord *Howard*, Since by it the Northern Indians are Obliged not only to forbear any Act of Hoſtility againſt *Engliſh* or Indians within this Colony but are Expreſſly reſtrain'd from comeing near the *Engliſh* Settlements

But whatever your Sentiments ſhall be of the Diſpoſition of the Northern Indians or the Expediency or indifferency of renewing the Covenant Chain with them; if the Government can be acquitted of the Conſequences I ſhall have no reaſon to be under any apprehenſions and having given you my opinion I ſhall acquieſce in yours —

That you may have under your conſideration at once the whole State of the Indians affaires I think it neceſſary to lay before you Some Treatys made with our Tributarys intended as a Barrier to the Country againſt foreign Incurſions And if theſe Tributarys had all of them Complyed with their Engagements I cannot but think your ffrontiers might have been conſtantly provided with a Standing Guard at a very moderate Expence But the *Saponys* are the only Nation that has Submitted to remove to a new Settlement and to abandon that Nation when they are threatned by their Northern Enemys (beſides the Imputation it will Caſt on the Government for breach of ffaith) may be attended with ill Conſequences and from the Strickteſt Friends may make thoſe Indians our moſt dangerous Enemys—

I cannot but at the Same time recommend to your Care the Eleven Hoſtages delivered up to this Government by the *Cattawbaw* Indians and their Allies which have hitherto been Supported by the late Indian Company Theſe are the Pledges you have for the friendſhipp of A conſiderable People the neareſt Neighbours to your Frontiers of any of the Southern Nations And Seeing the Indian Trade is now open for all the Inhabitants of this Colony and the moſt Valueable part of it carryed on through the Townes of thoſe Indians I Leave it to your Conſideration whether the keeping or returning theſe Hoſtages be moſt likely to preſerve the good Underſtanding which is Now Eſtabliſhed with thoſe Indians and tend to the Security of the Inhabitants of their Trade—

As

As to that part of your Addreſs which relates to the Expeditions I have undertaken purely for the Service of the Country thô the Journall I keep of all my Movements has Enabled me to lay before you A particular Account of my Travells yet I keep no Diary of my Expences: But the Gentlemen of the Country who have accompanyed me Doubt not can inform you that I have alwaies kept up the Dignity of your Governour—.

And in anſwer to yor Addreſs of this Day I ſend you the Govern^{t} of *Virginia*'s Patent which I take to be the Commiſſion und the Great Seal menc̃oned in his Majeſtys Order in Council for repealing the Acts of Aſſembly

May the 9th 1718 *A Spotſwood*

The Patent mentioned in the ſaid meſſage was read and thereupon.

Ordered That the Committees of Propoſitions and Greivances and for Publick Claimes do Return the Same to the Governour with the moſt humble Thanks of this Houſe for his favour in cauſing it to be Laid before them—

Reſolved. That the ſaid meſſage be taken into conſideration on *Monday* next

Reſolved. That the written meſſage from the Governor and Council to this Houſe Yeſterday be taken into conſideration to morrow—

Upon the Motion of M^{r} *Stith* he has leave to be abſent from the Service of the Houſe til *Tueſday* next.—

Upon the Motion of M^{r} *Bolling* he has leave to be abſent from the Service of the Houſe til *Wedneſday* next

Upon the Motion of M^{r} *Waters* he has leave to be abſent from the Service of the Houſe til *Monday* next.

Then the Houſe adjourned til to morrow morning Ten a Clock—

Saturday May the 10th 1718

RESOLVED That the conſideration of the written meſſage from the Governour and Council to this Houſe on *Thurſday* laſt be referred til *Tueſday* next

An Ingroſſed Bill intituled *an Act to divide thoſe parts of the Pariſhes of* Weſtopher *and* Weynoak *which lye on the South Side of* James *River from thoſe parts of the Said Pariſhes which lye on the North Side the Said River and for Uniting* Weſtopher *and* Weynoak *Pariſhes on the South Side* James *River to* Martin Brandon *Pariſh in the County of* Prince George *and for making* Charles City *County One intire Pariſh* was read the third time

Reſolved Upon the Queſtion

That the Bill do paſs

Ordered That the perſons who prepared the Said Bill Do carrye the Same to the Council and deſire their Concurrence thereto.

Upon the motion of M^{r} *Griffin* he has Leave to be abſent from the Service of the Houſe til *Thurſday* next.

Then the Houſe adjourned til *Monday* Morning ten a Clock

Monday May y^{e} 12th 1718

A BILL for the better Secureing the payment of Levys and for the puniſhment of Lewd and Idle People was read a Second time—

Upon a motion made—

Ordered That the Said Bill be committed to the committee the [that] prepared it for amendments

The Order of the Day for taking into Conſideration the Meſſage from the Hon^{ble} the Liev^{t} Governour on *fryday* laſt being read

Upon a Motion made

Reſolved

Reſolved That the Houſe will on *Wedneſday* next reſolve it Self into a Committee of the whole houſe to conſider the Said Meſſage—

The Houſe being informed that Mr *Cole* (who is in Cuſtody of the Meſſinger) was ready to attend the Service of the Houſe.

Ordered That he be Diſcharged out of Cuſtody paying ffees and that he be admitted to take his place in the Houſe—

The Clerk of the Generall Aſſembly the Clerk of the Houſe of Burgeſſes and the Clerks of the Severall Committees according to order reported That they had made diligent Search in their Offyces for the book of Proportions of the laſt Aſſembly, but that the ſame could not be found

Ordered That Mr *Richard Buckner* late Clerk of the Houſe of Burgeſſes be Sent for in cuſtody of the Meſſinger as well to give an account of the ſaid Book of Proportions as to anſwer to Such other things as this Houſe ſhall require of him and that Mr *Speaker* do Iſſue his Warrant accordingly

Ordered. That Mr *Corbin* Mr *Harriſon* and Mr *Conway* do inſpect the Journalls of the Laſt Aſſembly and inquire into the tranſactions of Mr *Buckner* late Clerk of the Houſe of Burgeſſes and make report thereof to this Houſe and that Mr *Miles Cary* attend them as Clerk.—

Then the Houſe adjourned til to morrow morning ten a Clock.

Tueſday. May the 13th 1718

MR *Willis* reported That the perſons appointed had according to Order Examined the Subject matter of the Petition of *Michael Megginſon* and that they found the Same to be true And thereupon—

Ordered That the Said *Michael Megginſon* have leave to bring in a Bill according to the Prayer of his Petition—

Mr *Corbin* reported That the Committee of Propoſitions and Greivances had according to Order prepared a Bill for preventing Abuſes in the Poſt Office which he preſented to the Houſe and the Same being read the firſt time

Ordered That it be read a Second time

Mr *Corbin* from the Committee of Propoſitions and Greivances reported That the Said Comtee had taken into their conſideration Severall of the matters to them referred and therein had come to Some reſolutions which he read in his Place and delivered in at the Table where being again read the Houſe proceeded to the conſideration of the Same.

And upon conſideration of the report of the ſaid Committee made on the propoſition from the Countys of *New Kent* and *Accomack* for inlarging the Allowance for Deſtroying of Wolves.

The Houſe agreed to the Said report. *viz*t

Reſolved That the Said Propoſition be rejected

And upon conſideration of the report of the Said Committee made on the Propoſition from *New Kent* for Clearing *Pomonkey* River

The Houſe agreed to the ſaid report *viz*t.

Reſolved. That the Said Propoſition be rejected.

And upon conſideration of the report of the Said Committee made on the Propoſition from *New Kent* for appointing Publick places for the payment of Tobacco

The Houſe agreed to the Said report *viz*t.

Reſolved That the Said Propoſition be rejected

And upon conſideration of the Petition of Mr *Beverley* and others for making a Bridge over the *Dragon* Swamp.

The Houſe agreed to the ſaid report *viz*t.

Reſolved That a Bill be brought in to Impower Mr *Beverley* and the other Subſcribers to build Such Bridge at a place comonly called the *Muſcel* ſhell and to require the Courts of *King* and *Queen* and *Middleſex* to lay out convenient roades thereto.

Ordered

Ordered That Mr *Corbin*, Mr *Grymes*, Mr *Baylor*, and Mr *Braxton* prepare and bring in the Said Bill and that Mr *Cary* attend them as Clerk—

And upon conſideration of the report of the ſaid Committee made on the Propoſition from *King* and *Queen* relating to the Said Bridge

The Houſe agreed to the Said report *viz*t.

Reſolved. That the Said Propoſition be rejected

And upon conſideration of the report of the Said Committee made in theſe words.

"On conſideration of the Greivance and Propoſition from *James City* and *Prince* "*George* and upon Inſpecting the Journals of the laſt Houſe of Burgeſſes

"It appears to this Committee That Mr *Thomas Butts* being in cuſtody of the Meſſinger "of that Houſe made his Eſcape in Breach of their Priviledges which is Submitted to "the Conſideration of this Houſe—

After a Debate the Queſtion was put

That Mr *Speaker* Iſſue his warrant to the Meſſinger of this Houſe to take the Said *Thomas Butts* into Cuſtody to anſwer the Said Eſcape

It paſt in the Negative

And upon conſideration of the report of the Said Committee made on the Propoſition from *Northampton* for prohibiting the Exportation of old Iron

The Houſe agreed to the ſaid report *viz*!

Reſolved That the Said Propoſition be rejected

And upon conſideration of the report of the Said Committee made on the Propoſition from *Northampton* and *Accomack* for Juſtices of the Peace determining Cauſes amounting to ffour hundred pounds of Tobacco or forty ſhillings in money

The Houſe agreed to the Said report *viz*!

Reſolved That the Said Propoſition be rejected

On conſideration of the Propoſition from *Northampton* for laying Six pounds per Cent on Tobacco Caſk.

The Houſe agreed to the ſaid report *viz*!

Reſolved That the Said Propoſition be rejected

And upon conſideration of the report of the Said Committee made on the Propoſition from *Northampton* to prohibite free Negroes or Mulattoes from Entertaining Slaves—

The Houſe agreed to the Said report *viz*!

Reſolved. That the ſaid Propoſition be rejected being already provided for by Law—

And upon conſideration of the report of the ſaid Committee made on the Propoſition from *Northampton* that the Lawes of this Colony may be put in print and Expoſed to Publick Sale in every County.

The Houſe agreed to the ſaid report *viz*!

Reſolved That the Same be referred to the conſideration of the next Aſſembly.

And upon conſideration of the report of the Said Committee made on the Propoſition from *Accomack* for a reward for killing Squirrells & Crowes

The Houſe agreed to the Said report *viz*!

Reſolved That the Said propoſition be rejected

And upon conſideration of the report of the ſaid Com^{tee} made on the propoſition from *Northampton* That all free Negro and Mulatto women may pay double taxes

The Houſe agreed to the Said report *viz*!

Reſolved That the Said Propoſition be rejected—

An Ingroſſed Bill for ſetling the ffees of the Secretary, County Court Clerks Sherifs Coroner and Conſtables and for aſcertaining the ffees of Attorneys to be allowed in a Bill of Coſts as alſo declaring the power of the Secretary in appointing County Court Clerks. was read a third time

Reſolved That the Said Bill do paſs

Ordered That the Com^{tee} of propoſitions & Greivances do carrye the Same to the Council and deſire their Concurrence thereto—

A Meſſage from the Council by Mr *Robertſon*

That

That the Council had paſſed the Treaſurers Account which the Govern^{r} had aſſented to

Propoſitions from the County of *New Kent* for the better payment of Publick Dues Levys and Small Debts being refer'd from the Council was read

Reſolved. That the ſaid propoſition be rejected

The Houſe proceeded to the conſideration of the written Meſſage from the Govern^{r} and Council. And thereupon

Ordered That it be referred to M^{r} *Randolph*, M^{r} *Grymes*, M^{r} *Blair* and M^{r} *Jenkins* to prepare an Anſwer to the Said Meſſage and report the Same to this Houſe and that M^{r} *Miles Cary* attend them as Clerk—

Upon a Motion made after a Debate the Queſtion was put That the Houſe Reſolve it Self into a Com^{tee} of the whole houſe to conſider further of the Governours Speech—

Reſolved In the affirmative—And thereupon—

Reſolved. That M^{r} *Randolph* do take the Chair of the Said Committee

And the Houſe accordingly reſolved it Self into a Committee of the whole Houſe and after Some time Spent therein—

M^{r} *Speaker* reſumed the Chair and M^{r} *Randolph* reported That the Said Committee had had under their conſideration a Paragraph of the Governours Speech and the Inſtruction menc̃oned therein and that they had come to Some reſolutions which he read in his place and delivered in at the Table where the ſame was again read—

Then M^{r} *Randolph* acquainted the Houſe That the Committee of the whole Houſe had directed him to move for leave to Sit again to conſider further of the Govern^{rs} Speech and thereupon—

Reſolved That the Houſe will again reſolve it Self into a Committee of the whole houſe to conſider further of the Said Speech.

Reſolved That the conſideration of the Said report be referr'd til to morrow.

The Indian Company according to leave given them laid before the Houſe their Acco^{ts} —

Ordered. That the Said Accounts do lye upon the Table for the Peruſall of the Members of the Houſe—.

The Petition of *William Waters* and *Charles ffloyd* Repreſentatives for the County of *Northampton* praying Leave in behalf of themſelves and the other Inhabitants of the Said County to bring in a Bill for appointing the Court day of the Said County on the Second *Tueſday* in each Month was preſented to the Houſe and read.

Ordered That they have leave to bring in a Bill according to the prayer of the ſ^{d} Petition

Then the Houſe adjourned til tomorrow morning ten a Clock.—

Wedneſday May the 14th 1718

UPON a motion made the Houſe was called over And thereupon.

Ordered. That M^{r} *Stith.* M^{r} *Thompſon* M^{r} *Barber*, M^{r} *Johnſon*, M^{r} *Jones*, M^{r} *Waters* M^{r} *ffloyd* and M^{r} *Ewele* be taken into Cuſtody of the Meſſinger to anſwer their Default in not attending the Service of the Houſe according to their Duty and that M^{r} *Speaker* iſſue his warrant accordingly.

M^{r} *Corbin* reported. That the Committee of Propoſitions and Greivances to whom the Bill (for the better Secureing the Payment of Levys and for the Puniſhment of Lewd and Idle People) was committed for Amendments had made Some Amendments therein which being received were read and agreed to by the Houſe—

Ordered That the Said Bill with the Amendments be Ingroſſed—

M^{r} *Corbin* from the Committee of Propoſitions and Greivances reported that the Said Committee had taken into their Conſideration Severall of the Matters to them referred

and

and therein had come to Some reſolutions which he delivered in at the Table and being read the Houſe proceeded to the conſideration thereof—

And upon conſideration of the report of the Said Committee made on the Greivances from *Prince George* and *James City* Countys. That unuſuall Judges have been appointed to try his Majeſtys Subjects here for their lives contrary to antient practice and that his Majeſty be Addreſſed for releif therein—

After a Debate the Queſtion was put That the report of the Said Committee be agreed to

Reſolved in the Affirmative and thereupon

Reſolved—That an humble Addreſs to his Majeſty be prepared accordingly—

And upon conſideration of the report of the Said Committee made on the Propoſition from *Prince George* County, That the Governour in Cheif may reſide in this Colony.

The Houſe agreed to the Said Report *viz*.

Reſolved That the Said Propoſition be rejected.

The Houſe being informed that Mr *Stith*, Mr *Thompſon*, Mr *Barber*, Mr *Johnſon*, Mr *Jones*, Mr *Waters* Mr *ffloyd* and Mr *Ewele* (who are in cuſtody of the Meſſinger) are ready to attend the Service of the Houſe—

Ordered That they be diſcharged out of Cuſtody paying ffees and that they be admitted to take their places in the Houſe

The Reſolve being read That the Houſe would this day reſolve itſelf into A Committee of the whole houſe to conſider the written Meſſage from the Governour.

The Queſtion was put

That the Houſe do now reſolve it ſelf into a Committee of the whole Houſe to conſider the Said Meſſage—

Reſolved. In the Affirmative—And thereupon

Reſolved That Mr *Randolph* do take the Chair of the Said Committee

The Houſe accordingly reſolved it ſelf into a Committee of the whole Houſe and after Some time Spent therein Mr *Speaker* reſumed the Chair and Mr *Randolph* reported that the Said Committee had had under their conſideration Some parts of the Governours meſſage with the Papers therein mentioned—but not having time to go thrô the Said meſſage had directed him to move for leave to Sit again. And thereupon.

Reſolved. That the Houſe will again reſolve it Self into a Committee of the whole Houſe to morrow to conſider further of the Said meſſage—.

The Houſe (according to order) proceeded to the conſideration of the report of the Committee of the whole houſe on Yeſterday and part thereof was agreed to with an Amendment as follows.

Reſolved. That an Addreſs be prepared to his Majeſty beSeeching him to recall his Additional Inſtruction whereby he has Signifyed his will and pleaſure that the Governour do not for the future paſs any Act which may affect the trade or Shipping of *Great Brittain* until it has been approved by him his heirs or Succeſſors And that he will be pleaſed to permit his Governor here to Paſs any Act that ſhall by the Generall Aſſembly be thought for the Service of his Majeſty and this Government in the manner as hath been uſual—

Ordered. That the Committee of Propoſitions and Greivances prepare an Addreſs to his Majeſty according to the purport of the Reſolutions afore mentioned—

And upon conſideration of the other part of the report of the Said Committee for appointing an Agent to Sollicite in *Great Brittain* the affaires of this Country.

After a Debate the Queſtion was put.

That the ſaid report be agreed to

Reſolved. In the affirmative. And thereupon.

Reſolved That a Bill be prepared accordingly.

Ordered. That the Committee of Propoſitions and Greivances prepare and bring in the Said Bill

A Bill for preventing Abuſes in the Poſt Office was read a Second time

Ordered. That the Said Bill be ingroſſed—

Mr

Mr *Waters* acquainted the Houſe that the perſons to whom Leave was given to bring in a Bill for altering the Day for *Northampton* County Court had prpared the Same which he preſented to the houſe—

And being read the firſt time was ordered to be read a Second time

Then the Houſe adjourned til to morrow morning ten a Clock

Thurſday May y^e^ 15^th^ 1718

MR *Willis* acquainted the Houſe That *Michael Megginſon* (according to Leave given him) had prepared a Bill Entituled a Bill to Enable *Michael Megginſon* of the County of *King* and *Queen* planter to Sell certain Lands in the County of *Glocester* entailed on him and the heires of his body upon his Setling other Lands of a greater value to the Same uſes which he preſented to the Houſe and the Same being read the firſt time was ordered to be read a Second time

Mr *Corbin* reported that the Comtee appointed had according to order inſpected the Journalls of the laſt Houſe of Burgeſſes and enquired into the tranſactions of Mr *Richd Buckner* late Clerk of the ſaid Houſe and had prepared a Report thereupon which he read in his place and delivered in at the table

And the Same was again read.

Ordered. That the ſaid report do lye on the table

Mr *Randolph* reported That the perſons appointed had according to order prepared an Anſwer to the written Meſſage from the Governr and Council which he read in his place and delivered in at the table and being again read was agreed to by the Houſe as followes.—

By the Houſe of Burgeſſes

May it pleaſe yor. Honrs

The Houſe of Burgeſſes having had under their conſideration yor Honrs meſſage with the Petition and Examinacon of *Moſes Price* are Surprized at the unjuſt Treatment of the Government of *South Carolina* to the Soldiers Liſted here for their Aſſiſtance. And we acknowledge the Repreſentation thereof made by the Governor to the Rt Honble the Lords Commiſſrs for trade to be founded on reaſon and Juſtice upon which Repreſentation Wee humbly hope his Majeſty will be gratiouſly pleaſed to Signifye his pleaſure and that thereafter the Government of *South Carolina* thô they are regardleſs of the Treaty concluded by their Commiſſrs with this Government will at leaſt Submit to the Order of their Soveraigne which we doubt not will be agreeable wth Juſtice—

We are of Opinion that it would be a hardſhipp on this Government to make good the Treaty broke by the Government of *South Carolina* and therefore Wee cant agree to releive thoſe who Suffer on Account of their Breach of ffaith—

Ordered. That the Said Meſſage be fairly tranſcribed and ſigned by the Clerk and that Mr *Randolph* Mr *Grymes*, Mr *Blair*, Mr *Jenkins*, Mr *Burwell*, Mr *Cuſtis*, Mr *Stith*, Mr *ffitzhugh* Mr *Cole*, Mr *Ball*, Mr *Hardyman* and Mr *Woodbridge* carrye the Same to the Governour and Council—

Upon the motion of Mr *Eſcridge* he has Leave to be abſent from the Service of the Houſe til *Wedneſday* next

Upon the motion of Mr *Maſon* and Mr *ffitzhugh* they have leave to be abſent from the Service of the Houſe til *Thurſday* next.

A Bill for altering the Day for *Northampton* County Court was read a Second time

And upon a motion the queſtion was put.

That the Said Bill be Ingroſſed

Reſolved in the affirmative And thereupon

Ordered That the Said Bill be Ingroſſed

The

The Memoriall and Accounts of the Indian Compª were read and Ordered to be referred to the conſideration of the Committee of the whole Houſe to which the further conſideration of the Governours Speech is referred—

The Houſe according to order reſolved it Self again into a Comᵗᵉᵉ of the whole Houſe to conſider further of the written meſſage from the Governᵗ And after Some time Spent therein Mʳ *Speaker* reſumed the Chair and Mʳ *Randolph* reported that the Said Committee had further conſidered the Governᵗˢ Meſſage but not having time to finiſh it had directed him to move for leave to Sit again and thereupon.—

Reſolved That the Houſe will again reſolve it Self into a Committee of the whole Houſe to morrow to conſider further of the Said Meſſage—

An Ingroſſed Bill for the better Secureing the payment of Levys and for the punifhment of Lewd and Idle people was read the third time

Reſolved That the Said Bill Do paſs—

Ordered That the Committee of Propoſitions and Greivances do carrye the Said Bill to the Council and deſire their Concurrence thereto—

Then the Houſe adjourned til to morrow morning ten a Clock.

Fryday. May the 16th 1718

MR *Corbin* reported that the perſons appointed had according to ordᵗ pʳpared a Bill to Impower *Harry Beverley* and others to build a Bridge over the *Dragon* Swamp which he preſented to the Houſe and the Same being read the firſt time was ordered to be read a Second time—

Mʳ *Corbin* from the Committee of Propoſitions and Greivances reported That the Said Committee had according to Order prepared a Bill declaring the method for appoynting an Agent to Sollicite the Affaires of this Colony in *Great Brittain* which he preſented to the Houſe and the Same being read the firſt time was ordered to be read a Second time

An Ingroſſed Bill for preventing Abuſes in the Poſt Office was read the third time.

Reſolved. That the Said Bill do paſs—

Ordered That the Committee of Propoſitions and Greivances do carrye the ſaid Bill to the Council and deſire their Concurrence thereto

The Petition of *Chicheley Corbin Thacker* praying as well in behalf of the Publick as of *Henry Thacker* Orphan and Deviſee of *Henry Thacker* late of *Middleſex* deceaſed a Bridge over the *Dragon* Swamp may be built at *Kings* or *Wares* and not at the *Muſſel Shell* according to the Petition of *Harry Beverley* and others was pʳſented to the Houſe and read—

Ordered. That the ſaid Petition be referred to be conſidered til the Bill to Impower *Harry Beverley* and others to build a Bridge over the *Dragon* Swamp is read a Second time—

A Bill to Enable *Michael Meggiſon* of the County of *King* and *Queen* Planter to Sell certain lands in the County of *Glouceſter* entailed on him and the heires of his Body upon his Setling other Lands of a greater value to the Same Uſes was read the Second time—

Ordered That the Said Bill be Ingroſſed—

The Houſe according to Order Reſolved it Self again into a Committee of the whole houſe to conſider further of the Governᵗˢ Meſſage and after Some time Spent therein Mʳ *Speaker* reſumed the Chair and Mʳ *Randolph* from the Said Comᵗᵉᵉ reported That having gone thrô the Governᵗˢ meſſage they had come to Severall reſolutions which he read in his place.

Reſolved That the Same be conſidered to morrow

A Meſſage from the Council by Mʳ *Robertſon*

That the Council have agreed to the Bill Entituled *an Act for ſetling the ffees of the Secretary County Court Clerks Sherifs Coroner and Conſtables and for aſcertaining the ffees*

ffees of Attorneys to be allowed in a Bill of Coſts as alſo declaring the power of the Secretary in appointing County Court Clerks with Some Amendments to which they deſire the Concurrence of this Houſe

Mr *Blair* having moved for leave preſented to the Houſe a Bill for better regulating the fferry over the River *Chichahominy* near the mouth thereof—

And the Same being received was read the firſt time and Ordered to be read a Second time—

Upon the motion of Mr *Grymes* and Mr *Diggs* they have Leave to be abſent from the Service of the Houſe to morrow

Then the Houſe adjourned til to morrow morning Ten a Clock.—

Saturday May the 17th 1718.

UPON the motion of Mr *Jones* and Mr *Barber* they have leave to be abſent from the Houſe on *Monday* next.

Upon the motion of Mr *With* and Mr *Jenkins* they have leave to be abſent from the Service of the Houſe til *Wedneſday* next.

A written Meſſage from the Honble the Lievt Governr and Council by Mr *Robinſon*

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

On conſideration of the Claim of *John Hughes* herewith Sent you the Governour and Council think fit to Set the Services therein menc̃oned in a true Light that you may the better Judge thereof. The Ranging Service for which this Claim is made was not directed by the Government but only permitted on the Applycation of the Inhabitants of the upper parts of *James* River And the Claimant at their Deſire appointed their Offycer but without giving them any other promiſe of Reward than what the Aſſembly ſhould think fitt That the Claimant did rang as is Set forth in his Claime is paſt Diſpute. And if his So doing was of Service to the Country it is hoped that your Houſe will give him a Suitable Reward.

The other part of his Claim being for conveying a *Cattabaw* Indian Woman from the place where ſhe was taken up to *Chriſtanna*

The Governr and Council think fit to acquaint you that this Woman was taken Priſoner from *Chriſtanna* in *April* 1717 by the Northern Indians and carryed to the *Mohacks* Country. and is the Same which Mr *Chriſtopher Smith* was Sent to *Albany* to reclaime as is mentioned in his tranſactions there now before your Houſe after having made her Eſcape from thence and layn upwards of five Months in the Woods ſhe came in almoſt famiſhed to a Plantation on the head of *James* river and was taken care of by the Claimant Her being made Priſoner while the Indians of her Nation were under the Protection of this Government made it neceſſary for the Government to take care of Sending her back to them And as by that Act of Juſtice and humanity the friendſhip of thoſe Indians to this Government will undoubtedly be increaſed the Service which the Claimant did therein is therefore recommended to the conſideration of your Houſe

May the 16th 1718 By ordr of the Governr and Council *Wil Robertſon.* Cl Genr Aſſy

Ordered. That the ſaid Meſſage be referred to the conſideration of the Committee for Publick Claimes and that they report their Opinion thereon to the Houſe

A Meſſage from the Council by Mr *Robertſon*

That the Council have agreed to the Bill intituled *an Act to divide thoſe parts of the pariſhes of* Weſtopher *and* Weynoak *which lye on the South Side of* James *River from thoſe parts of the Said Pariſhes which lye on the North Side the Said river and for uniting* Weſtopher *and* Weynoak *Pariſhes on the South* James *River to* Martin Brandon *Pariſh in the County of* Prince George *and for making* Charles City *County One intire Pariſh* with an Amendment to which they deſired the Concurrence of this Houſe—

The Houſe proceeded to the conſideration of the Said Amendment And the Same being read was agreed to

Ordered

Ordered. That the Said Amendment be added to the Bill and that the perſons who prepared the Said Bill do carrye the Same to the Council & acquaint them this Houſe have agreed to the Amendment Ppoſed thereto—

The Houſe proceeded to the conſideration of the Amendments propoſed by the Council to the Bill intituled *an Act for Setling the ffees of the Secretary County Court Clerks Sheriffs Coroner and Conſtables and for aſcertaining the ffees of Attornys to be allowed in a Bill of Coſts. As alſo declaring the power of the Secretary in appointing County Court Clerks* and the Same being read were agreed to by the Houſe—

Ordered. That the Said Amendments be inſerted in the Bill and that the Comtee of Propoſitions and Greivances do carrye the Same to the Council and acquaint them this Houſe have agreed to the Amendments propoſed thereto

Reſolved That the report of the Committee of the whole Houſe, referred to be conſidered on this Day be conſidered on *Monday* next.

Then the Houſe adjourned til *Monday* morning ten a Clock

Monday. May the 19th 1718

A BILL for better regulating the fferry over the River *Chichehominy* near the Mouth thereof was read a Second time And

Upon a Motion made

That the Said Bill be committed for Amendments

Reſolved in the affirmative And thereupon

Ordered. That the Said Bill be committed to Mr *Blair* Mr *Marable* Mr *Broadnax* and Mr *Cuſtis* to amend the Same

The Petition of *Thomas Barrett* praying that the Bill for better regulating the fferry over the River *Chickahominy* near the mouth thereof may be committed for Amendments was preſented to the Houſe and read.

Ordered. That the Said Petition be rejected

A Claime of *Clement Lattimore* was by Leave of the Houſe preſented and referred to the Comtee for Publick Claimes to Examine the Same and report their Opinion thereon to the Houſe—

An Ingroſſed Bill for altering the Day of *Northampton* County Court was read the third time

Upon a motion made. The Queſtion was put

That the Bill do paſs—

It paſt in the Negative and thereupon

Ordered. That the Same be Rejected

An Ingroſſed Bill to Enable *Michael Meggiſon* of the County of *King* and *Queen* Planter to ſell certain lands in the County of *Glocester* Entailed on him and the heires of his Body upon his Setling other Lands of a greater Value to the Same Uſes was read the third time

Reſolved. That the Said Bill do paſs—

Ordered. That Mr *Willis* Mr *Merrywether* Mr *Stith* and Mr *Ewele* carrye the Same to the Council and deſire their Concurrence thereto

A Bill declaring the method for appointing an Agent to Sollicite the affaires of this Colony in *Great Brittain* was read the Second time

Ordered That the Said Bill be ingroſſed

A Bill to Impower *Harry Beverley* and others to Build a Bridge over the *Dragon* Swamp was read the Second time. And

Upon conſideration of the Petition of *Chicheley Corbin Thacker* relating thereto The Queſtion was put. That the Said Bill be ingroſſed

Reſolved in the affirmative And thereupon

Ordered. That the Same be Ingroſſed

A Return being made on the Warrant Iſſued by the Speaker for the taking Mr *Richard Buckner* into Cuſtody that he was not to be found And it appearing to the Houſe that the perſon Sent to Execute the Same had been very negligent

Upon a motion The Meſſinger was called to the Barr of the Houſe and Reprimanded by the Speaker and ordered to Execute the Said Warrt himſelf—

Reſolved. That the report of the Committee of the whole Houſe referred to be conſidered on this Day be conſidered to morrow

Then the Houſe adjourned til to morrow morning Ten a Clock

Tueſday May the 20th 1718

THE Houſe according to order proceeded to the conſideration of the report of the Comtee of the whole houſe made on the Governrs Meſſage and the Same being read was agreed unto as follows.—

Reſolved. That an Addreſs be prepared to the Governour giving him thanks for laying before this Houſe the Severall Papers mentioned in his Meſſage

Reſolved That the Governour by the Said Addreſs be acquainted that Since the Treatys with the Northern Indians have been heretofore made by the Governour and Council So this Houſe do Submitt it to the Governour and Councel to determine what further meaſures ſhall be taken to preſerve the ffriendſhipp of thoſe Indians.

Reſolved That it is the Opinion of this Houſe that as the *Sapony* Indians have hitherto remained in Peace under the Protection of this Government So wee have no reaſon to doubt but the Same power that hath hitherto Screen'd them from Injuſtice will ſtil protect them in the Same manner as other Tributary Indians are—

Reſolved That it is the Opinion of this Houſe That the Hoſtages delivered up by the *Cattawbaw* Indians are no advantage or Security to this Government and that therefore they be returned in Such manner as will beſt preſerve a good Underſtanding with thoſe Indians.—

Reſolved. That thanks be given the Governour for informing this Houſe of his many fatiguing Journeys and that if they were purely for the Service of the Country the Sallary he receives by his Majeſtys favour is a Recompenſe for the Same.

Ordered That the Comtee of Propoſitions and Greivances prepare the Addreſs to the Governour as aforeſaid—

Propoſalls for founding Scholarſhipps in the Colledge of *William* and *Mary* were preſented to the Houſe and read

Ordered That the Said Propoſalls lye on the Table.

Upon a Motion made

The Houſe according to Leave reſolved it Self into a Committee of the whole houſe to conſider further of the Governours Speech And after Some time Spent therein Mr *Speaker* reſumed the Chair and Mr *Randolph* reported from the Said Committee That they had had under their conſideration thoſe parts of the Governours Speech which were not before conſidered with the Memoriall and Accounts of the Indian Company and had come to Some reſolutions thereupon which he read in his place and delivered in at the table and the Same being again read—

Ordered That the ſaid report be conſidered to morrow—

Then the Houſe adjourned til to morrow morning ten a Clock.—

Wedneſday ye 21th *May* 1718

UPON a motion—

Ordered. That the Committee for Publick Claimes be revived the Same being diſcontinued

Mr *Corbin* reported that the perſons appointed to Examine the Treaſurers Accounts had alſo Examined the Accounts and Vouchers of Mr *Holloway* and Mr *Clayton* for which warrants mentioned in the Treaſurers Accounts were paſt and that they had drawn

drawn a Scheme of the Severall Sumes of money paid thereupon. which they Submitted to the conſideration of the houſe and the Same was delivered in at the table and read—

Ordered That the Said Scheme lye on the table and be conſidered to morrow

A written Meſſage from the Council by Mr *Robertſon*

Mr Speaker and Gentn of the Houſe of Burgeſſes—

The Government being under Engagements for Reimburſing Some of the Charges Expended by the late Indian Company think it neceſſary to acquaint you that they are preparing a meſſage to Set that matter in a clear light for the conſideration of yor Houſe.—

May the 20th 1718 By ordr of the Council

Wil Robertſon Cl Gen Affbly

A Meſſage from the Council by Mr *Robertſon* That the Council had paſſed the Bill intituled *an Act to divide thoſe parts of the pariſhes of* Weſtopher *and* Weynoak *which lye on the South ſide of* James *River from thoſe parts of the ſaid pariſhes which lye on the North ſide the ſaid River and for Uniting* Weſtopher *and* Weynoak *pariſhes on the South Side* James *River to* Martin Brandon *pariſh in the County of* Prince George *and for making* Charles City *County One intire pariſh* as amended. As alſo that the Council had paſſed the Bill Entituled *an Act for Setling the ffees of the Secretary County Court Clerks Sherifs Coroner and Conſtables and for aſcertaining the ffees of Attorneys to be Allowed in a Bill of Coſts* as amended.—

Ordered That the Said Bill be inrolled.

An Ingroſſed Bill to Impower *Harry Beverley* and others to build a Bridge over the *Dragon* Swamp was read the third time

Reſolved. That the Said Bill do paſs—

Ordered. That the perſons who prepared the ſaid Bill do carrye the Same to the Council and deſire their Concurrence thereto—

An Ingroſſed Bill declaring the method for appointing an Agent to Sollicite the Affaires of this Colony in *Great Brittain* was read the third time—

Reſolved That the Said Bill do paſs.

Ordered That the Committee of Propoſitions and Greivances and for Publick Claimes do carrye the Same to the Council and deſire their Concurrence thereto

The Houſe according to Order proceeded to the conſideration of the Report of the Committee of the whole houſe made on thoſe parts of the Governours Speech which were not before conſidered And the Memoriall and Accounts of the Indian Company and the Same being read part thereof was diſagreed to by the Houſe and part thereof agreed to with Amendments as follows.

Reſolved That the Sume of One hundred pounds advanced by the late Indian Compa towards building a Publick Magazine be repaid the Said Company out of the Publick moneys in the Treaſurers hands.

Reſolved That the Severall Sumes of money menconed in the Account of the late Indian Company Except that for the Magazine do not appear to have been Expended for the Benefit of this Colony therefore this Houſe agree that the Same be not allowed—

Reſolved That the Treaſurer of this Dominion be Impowered to put to Intereſt out of the Publick money in his hands for the Space of One Year any Sume or Summes not Exceeding ffour thouſand pounds at the rate of four P Cent. per Annum and that he be permitted to take to himſelf the One half of Such Intereſt for his trouble and hazard in being anſwerable for Such money to be put to Intereſt as aforeſaid—

Reſolved That a Bill be prepared accordingly

Reſolved That there be paid to Mr *Archibald Blair* the Sume of ffour thouſd pounds upon his giving good and Sufficient Security out of the publick money in the Treaſurers hands and that he be Impowered to put out the Same or any part thereof to Intereſt at the rate of four P Cent. per annum and be allowed One half of Such Intereſt in conſideration that he be chargeable for all bad Debts which ſhall happen to be made in Lending the Said money not including the Intereſt.—

Reſolved

Reſolved. That the Same be added to the Bill for Impowering the Treaſurer to put to Intereſt out of the publick money in his hands for the Space of One year any Sume or Sumes not Exceeding four thouſand pounds as aforeſd

Ordered That the Committee of Propoſitions and Greivances prepare and bring in the ſaid Bill

A written meſſage from the Council by Mr *Robertſon*.

Mr *Speaker and Gentlemen of the Houſe of Burgeſſes*.

Upon the repeal of the *Act for the better regulation of the Indian Trade* It naturally fell under the conſideration of the Government how to Supply thoſe Services which the late Indian Company were obliged to perform during the continuance of that Act. As the ffort of *Chriſtanna* had been Judged by former Aſſemblys to be of Such Conſequence to the Publick Safety as to have particular proviſion made for keeping it up for Twenty yeares. We thought it Improper to take upon us the giving orders for Slighting that fort without the Concurrence of the Same authority by which it was Eſtabliſhed and more eſpecially at a time when we had reaſon to apprehend our ffrontiers in Some Danger from the Behaviour of the Northern Indians and the murthers committed on Some of his Majeſtys Subjects on *Roanoak* River—

The *Cattawbaw* Indians having after their Rupture with *South Carolina* made an Offer to this Government to ceaſe all Hoſtilitys and live in Peace for the future with all the Kings Subjects And as a teſtimony of their Intention to perform that Engagement offering to deliver into the hands of this Government a Number of their Children as Hoſtages. These were accordingly delivered and had been kept at *Chriſtanna* at the Charge of the late Company til its Diſſolution.

Wee were apprehenſive that the Sending back the Hoſtages would be looked upon as a Declaration that we could have no longer any Correſpondence with thoſe Indians the Conſequences whereof might have been fatal at a time when by laying open the Indian Trade So many of the people of this Colony might reaſonably be Expected to go to their Townes and be thereby Expoſed to their Reſentment To have removed the Hoſtages to any other place might have given the like Umbrage to the Indians nor could they be Safe without the ffort from the Straggling Partys of the *Senequas* and *Tuſcaruroes* who continually range along that Quarter in their marches to the *Tuſcarudo* Townes.—

Upon theſe conſiderations wee were induced to deſire the late Indian Company to proſecute the work they had begun for making *Chriſtanna* more defenſible and to keep up the Same Guard which the Aſſembly had Enjoyned and to keep the Indian Hoſtages until this Aſſembly ſhould determine concerning both—

Thus we look upon the Publick faith of the Government engaged for the repayment of what Charges the Said Indian Company have Expended in purſuance of our reſolutions And as we acted therein from no private Views but purely out of regard to the Safety of the Country and to the Honour of Aſſemblys which ought alwaies to be conſulted before the Guard of their ffrontiers is altered or taken away. We cannot but very Earneſtly recommend the matter to your conſideration and herein we hope we need not put you in mind that as Aſſemblies are not alwaies in being there is a neceſſity for the Council on many occaſions to give their advice and directions on particular Emergencys for the Publick Safety and when Such advice is given and purſued with a Reall intention to Serve the Country. We hope the Expence of thoſe Services will not be Diſallowed by your Houſe and therefore Wee cannot doubt your paying whatever charge the late Indian Company ſhall make appear to have been expended Since their Diſſolution for fortifying *Chriſtanna*, maintaining the Guard and Supporting the Indian Hoſtages.

May 21th 1718. By order of the Council

Wil Robertſon Cl G Aſſbly

Ordered That the Said Meſſage be conſidered to morrow—

The Houſe proceeded to the conſideration of the propoſalls for founding a Scholarſhipps in the Colledge of *William* and *Mary* and the Same being read—

After a Debate the Queſtion was put

That

That a Sume of money be given to the ſaid Colledge—

Reſolved In the Affirmative

Then the Queſtion was put.

That the Sume of One Thouſand pounds of the money now in the Treaſurers hands be given to the Colledge of *William* and *Mary* to be diſpoſed of as this Houſe ſhall agree to Direct.

Reſolved In the Affirmative

Reolved That the Houſe will to morrow conſider in what manner the ſd money ſhall be diſpoſed of.

Then the Houſe adjourned til to morrow morning ten a Clock.—

Thurſday May the 22d 1718

A MESSAGE from the Govern^{r} by M^{r} *Robertſon*

Mr Speaker

I am Commanded by the Govern^{r} to lay before your Houſe a Letter from *Penſilvania* with One Incloſed giving an Account of the motions of the *Senecas* againſt the Tributarys of this Government.

The Said Letters were read and conſidered and thereupon

Ordered That a meſſage be ſent in writing to the Govern^{r} giving him Thanks for the Early notice he has given this Houſe of the motions of the Indians to the Norward againſt the Tributarys of this Government and that he be deſired to give them notice of the Same to the end they may not be Surprized by any Sudden Attack.—

A meſſage was prepared accordingly and agreed unto by the Houſe as follows

By the Houſe of Burgeſſes

May it pleaſe yo^{r} Hon^{r}.

Wee return yo^{r} Honour our hearty thanks for yo^{r} goodneſs in giving this Houſe Such Early notice of the motions of the Indians to the Norward againſt the Tributarys of this Government. And having conſidered the Letters your Honour was pleaſed to lay before us we can at preſent think of nothing more Suitable to the Occaſion than to intreat your Honour So Soon as the Same may be conveniently done to give thoſe Indians under your protection notice of the Deſign which Seems to be formed againſt 'em to the end they may not be Surprized by any Sudden Attack—

Ordered That the Said Meſſage be fairly tranſcribed and Signed by the Clerk and that M^{r} *Harriſon* M^{r} *Randolph* M^{r} *Bolling* M^{r} *Stith* M^{r} *Hardyman* M^{r} *Goodrich* M^{r} *Hall* M^{r} *Thompſon.* M^{r} *Bridger* M^{r} *Smith* M^{r} *Lear* and M^{r} *Crafford* do carrye the Same to the Governour—

M^{r} *Blair* reported that the perſons to whom the Bill for better regulating the fferry over the River *Chickahominy* near the mouth thereof was committed for Amendments, had prepared Some Amendments thereto which he delivered in at the Table And the Same being read were agreed unto by the Houſe—

Reſolved. That the Said Bill with the Amendments be Ingroſſed—

M^{r} *Corbin* reported that the Committee of Propoſitions and Greivances had according to order prepared an Addreſs to the King which he read in his place and delivered in at the table and the Same was again read

Reſolved. That the Houſe will take the Said Addreſs into conſideration to morrow

The Houſe according to order proceeded to conſider in what manner the money given to the Colledge ſhould be diſpoſed of.

And thereupon

Reſolved That a Bill be prepared for paying the Sume of One Thouſand pounds out of the Money in the Treaſurers hands to the Govern^{rs} or Viſitors of the Colledge of *William* and *Mary* by them to be diſpoſed of in the beſt manner they think fit either for the Education of poor Children or for erecting Scholarſhipps in the Said Colledge but

that

that they be obliged to lay an account of the Diſpoſition thereof before the Generall Aſſembly of this Colony

Ordered That Mr *Cuſtis* Mr *Randolph* Mr *Jones* Mr *Blair* Mr *Grymes* and Mr *Harriſon* do prepare and bring in the Said Bill

The Petition of *John Knibb* praying leave to bring in a Bill to Enable him to Sell certain Entailed Lands in conſideration of Setling female Negro's of greater value to the Same Uſes was preſented to the Houſe and read.

After a Debate the Queſtion was put.

That Leave be given to bring in a Bill according to the Prayer of the ſaid Petition

Reſolved. In the affirmative. And thereupon

Ordered That Mr *Bolling* prepare and bring in the Said Bill

Upon a Motion

Reſolved. That a written meſſage be prepared to the Governour deſiring his Honour to Informe this Houſe whether the Governours Houſe be finiſhed and if not what further Sume may be neceſſary to be Expended in finiſhing the Same—.

A Meſſage was accordingly prepared and agreed unto by the Houſe as follows.

By the Houſe of Burgeſſes.

May it pleaſe yor. Honour.

The Houſe of Burgeſſes humbly intreat yor Honour to inform them whether the Governours Houſe be finiſht and if not to Signifye what further Sumes of money may be neceſſary to be Expended in finiſhing the Same—

Ordered That the Said Meſſage be fairly tranſcribed and Signed by the Clerk and that the perſons appointed to Examine the Treaſurers Accounts do carrye the Same to the Governour

Reſolved That the Scheme referred to be conſidered to day be conſidered to morrow

Reſolved. That the written meſſage from the Council refer'd to be conſidered to day be taken into conſideration to morrow

A written meſſage from the Council by Mr *Robertſon*

Mr Speaker and Gentn. of the Houſe of Burgeſſes.

As the Council will ever be deſirous to Concurr with your Houſe in all proper measures for the publick welfare of this Colony. So they doubt not you will have an Equal regard to the proceedings of that part of the Legiſlature which in the Intervall of Aſſemblys is entruſted with the Execution of thoſe Laws and regulations which have been mutually agreed on by the whole—

As there have been diverſe Steps taken by the Government for Some years paſt in purſuance of Acts of Aſſembly and thoſe Steps afterwards approved by Succeeding Aſſemblys which Seem now to be generally miſtaken as if they had been only the private reſolutions of the Governt or of the Governour and Council without the Concurrence of the Repreſentatives of the People—Wee think it our duty not only as a part of thoſe Aſſemblys which directed or approved thoſe meaſures but as we were conſulted and concurred therein as Members of his Majeſtys Council to lay before you the true grounds of thoſe Schemes which have been form'd and put in practice for the better defence of the ffrontiers and Securing the ffriendſhipp of our Indian Neighbors.

It cannot be forgot what Expence the Country was put to for Guarding the ffrontiers after the Maſſacre in *North Carolina* in 1711 when no leſs than Eleven troops of Rangers conſiſting of twelve men and an Offycer in Each Troop was judged neceſſary for its Security This Extraordinary Expence continued until the Aſſembly in 1713 paſſed an Act whereby the Lievt. Governour or the Commander in Chief for the time being was Impowered to Diſband as many of thoſe Rangers as he ſhould think fit and to apply their pay for the Succeeding year to Such other Uſes as he Should judge moſt prōper and convenient for the better Guarding and Securing the Frontiers.

In purſuance of this Truſt the Governour form'd the Scheme of Setling out the Severall Nations of Tributary Indians on the ffrontiers (according to the Treatys now before your Houſe) of erecting forts at their Settlements and maintaining a conſtant

Guard

Guard therein which ſhould do the Duty of Rangers from the One of theſe Settlements to the other & thereby leſſen the Charge of that Standing Guard which the Country had for Some years before maintained. As the Council then concurred in that project So they are ſtil of Opinion it would have proved very beneficiall to the Country could the Indians have been brought generally to Comply with their Articles

This alſo gave Occaſion to the Erecting the ffort of *Chriſtanna* and the new Settlement of the *Sapony* Indians there (the only nation of our Tributarys which Submitted to perform their Treaty) A Deſign So well approved by the Succeeding Aſſembly that the neceſſary Supplys for furniſhing that ffort were not only readily granted by the Houſe of Burgeſſes but proviſion made by a Law for Supporting it as long as it could be reaſonably Suppoſed to remain a ffrontier—

That Law is Since diſapproved by his Majeſty and by that means the Proviſion made by the Aſſembly for maintaining without further Expence to the Country, the fort and Guard in Purſuance of the Treaty with the Indians is alſo diſſolved and it now remaines to be conſidered by this Aſſembly whether the Publick faith and Honour of the Government ſhall be Supported or rendered deſpicable even in the Eyes of the Indians—

If the tranquility which that part of the ffrontiers has Enjoyed Since the Erecting of that ffort be compared with the conſtant Alarms and Incurſions of Strange Indians which have hapned almoſt every year before, no man can with reaſon Say but that this Change is in a great meaſure owing to that Barrier which frightens foreign Indians from making Incurſions (within a place the ſtrength of which they do not know) leaſt they ſhould be cut off in their Retreat—

Whatever therefore may be the Comon Opinion it appears to us that this ffort is uſefull to Bridle the Incurſions of Indian Enemys which was the end of its being Erected and we hope your Houſe will not be of Opinion to Slight a place of that Conſequence to the publick Safety. To break thrô a Treaty founded upon the Acts of former Aſſemblys or to abandon a Nation of Indians who have juſtly performed their part thereof.

Wee think it neceſſary in like manner to inform you that upon the generall Inſurrection of the Indians againſt *South Carolina* in 1715 and the apprehenſions of that flames ſpreading further this Government judged it prudence to guard againſt even Such remote Dangers & accordingly as Soon as Overtures of Peace had been made here by the *Cattawbaw* Indians the Governour and Council thought it neceſſary to Embrace the Same. And becauſe Negotiations with Indians often prove fruitleſs without an Adequate Security for performance of their part it was inſiſted on that Hoſtages ſhould be delivered by thoſe Indians as the beſt Security they could give and the only one the Government could relye on to Engage their fidelity. theſe Hoſtages were accordingly delivered at *Chriſtanna* in *April* 1717 and are ſtil there. And as the prudence of the Government cannot be called in queſtion for accepting Such pledges of a Nation Scituated neareſt to us of any other of the Southern Indians and conſequently more capable of giving us Diſturbance at a time when the Neighbouring Province was yet involved in Warr with Some Indian Nations and their peace with others very precarious. So if by receiving theſe Hoſtages the Peace of our Neighbours has been reſtored our own preſerved and a Security obtained for the Same So long as theſe Hoſtages remain in our hands. The Council hope Your Houſe will not grudge that Small Expence which is neceſſary for continueing that Security to the Country. Eſpecially conſidering that if the Indian Trade of this Colony has been Judged of Such Conſequence as to occaſion uneaſineſs in the Country on Account of its being confined to a Company the advantages which the people you Repreſent will receive by the Generall Liberty now allowed cannot but make you Sollicitous to Secure the Friend^{pp} of a Nation thrô whoſe Townes the moſt valuable part of that Commerce is carryed on. But if yo^{r} Houſe ſhall be of Opinion for returning theſe Hoſtages. Wee hope you will Enable the Government to do it in ſo handſome a manner as may give no Umbrage to the Indians that their

ffrienſhipp

ſtriendſhipp is Slighted and thereby Expoſe the Inhabitants of this Colony to the Danger of their Reſentment or the Loſs of their Trade

By Ordr of the Council
Wil Robertſon C Gen. Aſſbly

Ordered That the Said Meſſage be taken into conſideration to morrow
Then the Houſe adjourned til to morrow morning ten a Clock—

Fryday May ye 23d 1718

MR *Harriſon* reported from the Committee for Publick Claimes That the Said Committee had taken into conſideration the Severall matters to them referred and therein had agreed upon Severall reſolutions which they had entred in a Book called the Book of reports of the Committee for Publick Claimes which he preſented to the Houſe and the Same was received

Ordered That the Said Book of Reports lye on the Table

The Petition of *John Randolph* praying to be allowed for 20,000li of tobacco the vſuall Salary of the Clerk of the Houſe of Burgeſſes in money at the rate of Ten Shillings a hundred was preſented to the Houſe & read

Ordered. That the Said Petition lye on the Table and be conſidered with the Book of Claimes.

Mr *Corbin* reported that the perſons appointed had according to Order carryed the Meſſage of this Houſe to the Governour deſireing him to inform them whether the Governours houſe be finiſht and if not what further Sumes of money may be neceſſary to finiſh the Same And that his Honour was pleaſed to return the following Anſwer. It is not finiſht and I don't know how much it will take And thereupon

Reſolved. That a Committee be appointed to wait on the Governor and deſire him to Shew them what further is to be done to the Governours houſe. To the end a Computation may be made of the Expence further neceſſary for finiſhing the Same and the other works appointed by Law and that they make report to this houſe in writing—

Ordered That Mr *Conoway* Mr *Merrywether*, Mr *Bolling*, Mr *Waters*, Mr *Buſh* Mr *Jenkins*, Mr *Neal*, Mr *Blair*, Mr *Jones*, Mr *Maſon*, Mr *Braxton* and Mr *Hall* do wait on the Governour accordingly.

A Meſſage from the Council by Mr *Robertſon*

That the Council have agreed to the Bill intituled *an Act to Impower* Harry Beverley *and others to build a Bridge over the* Dragon *Swamp* with Some Amendments to which they deſire the Concurrence of this Houſe—

And that the Council have agreed to the Bill intituled *an Act for preventing Abuſes in the Poſt Office* with Some Amendments to which they deſire the Concurrence of this Houſe.—

And alſo that the Council have agreed to the Bill intituled *an Act to Enable* Michael Meggiſon *of the County of* King *and* Queen *Planter to Sell certain Land in the County of* Gloceſter *Entailed on him and the heires of his Body upon his Setling other Lands of a greater Value to the Same Uſes* with Some Amendments to which they deſire the Concurrence of the Houſe.—

The Orders for taking into conſideration the Severall written meſſages from the Council on *Wedneſday* and *Thurſday* being read.—

Upon a motion

The Houſe reſolved it Self into a Committee of the whole Houſe to conſider the Said Meſſages, after Some time Spent therein Mr *Speaker* reſumed the Chair and Mr *Corbin* reported from the Said Committee that they had under their conſideracon the Two written Meſſages from the Council and thereupon had come to Severall reſolutions which he read in his place and delivered in at the Table and the Same was again read—.

Ordered That the Said report be conſidered to morrow

Mr

Mr *Conoway* acquainted the Houſe that Mr *Griffin* was indiſpoſed with the Gout and Deſired leave to return home which was accordingly given him—

Upon the motion of Mr *Stanop* he has leave to be abſent til *Thurſday* next

Reſolved That the conſideration of the Addreſs to the King be referred til to morrow

Reſolved That the Scheme referred to be conſideration [conſidered] to day be conſidered on *Monday* next

Then the Houſe adjourned til to morrow morning Ten a Clock.

Saturday. May the 24th 1718

UPON the motion of Mr *Lear* he has leave to be abſent til *Thurſday* next.

Mr *Cuſtis* reported that the perſons appointed had according to Order prpared a Bill for granting One Thouſand pounds out of the Publick ffund for the maintaining and Educating Scholars of the Colledge of *William* and *Mary* which he preſented to the Houſe and the Same being read the firſt time was Ordered to be read a Second time—

Mr *Eskridge* having obtained leave preſented to the Houſe a Bill to prevent Delays in Sending and preſenting Bills of Exchange to the perſons on whom the Same is drawn and for limiting the time of payment of proteſted Bills and the Same being read the firſt time was ordered to be read a Second time—

A Claim of *James Servant* was by leave of the Houſe preſented and referred to be conſidered with the Book of Claimes—

The Petition of *Miles Cary* Clerk of the Committee for Publick Claimes praying to be allowed the Same as the Clerk of the Committee of Propoſitions & Greivances was read and referred to be conſidered with the Book of Claimes

Mr *Conway* acquainted the Houſe that Seven of the perſons appointed had in Obedience to the Order of the Houſe on Yeſterday waited on the Governour and that he addreſt himſelf to his Honour in the following words—

"*May it pleaſe your Honour.*

"Wee are ordered by the Houſe of Burgeſſes to wait on yor Honour and deſire you "will be pleaſed to ſhew us what is to be done to perfect the Buildings and other works "directed by law for the Governour of this Colony to which his Honour was pleaſed to "return an Anſwer.

"Tell your Houſe that I am alwaies ready to receive their meſſages or Addreſſes "from whatever Burgeſſes they ſhall appoint to deliver them But if they ſhall think fit "to Send any of their Members to diſcourſe with me I Expect they Depute Such Gentn. "of their Houſe as declare they are for treating me with decent good manners. Some "of thoſe I See here preſent being Accuſtomed to Speak very irreverently of the Kings "Governours ſhould I enter into Converſation with them. may perhaps forget what Houſe "they are in and be apt to ſpeak to me in their uſual rude Termes—

The Houſe being informed that Mr *Waters* and Mr *Maſon* in contempt of the Order of the Houſe on Yeſterday had failed to wait on the Governour.

Upon a Motion—

Reſolved That they withdraw til the Houſe conſider what may be neceſſary to be done thereupon And they accordingly withdrew

Reſolved That Mr *Waters* and Mr *Maſon* be called to the Barr of the Houſe to give their reaſons why they failed to obey the Order of this Houſe on Yeſterday And being called—

They made their Excuſes and withdrew.

And their reaſons being Judged frivolous.

Reſolved That they be again called to the Barr of the Houſe and Reprimanded by Mr *Speaker* and that they make an Acknowledgment of their offence Which being done

Ordered That they be admitted to take their places in the Houſe—.

Mr

Mr *Corbin* reported that the Committee of Propoſitions and Greivances had according to order prepared a Bill for Impowering the Treaſurer of this Colony to pay and put out at Intereſt a Sume not Exceeding Eight Thouſand pounds of the Publick money now in his hands which he preſented to the houſe and the Same being read the firſt time was ordered to be read a Second time—

Upon the motion of Mr *Bridger* he has leave to be abſent til *tueſday*—

The houſe proceeded to conſider the Amendments propoſed by the Council to be added to the Bill Intituled *an Act to Impower* Harry Beverley *and others to build a Bridge over the* Dragon *Swamp* and the Same being read were agreed to and ordered to be Inſerted in the Bill—

The Houſe alſo proceeded to conſider the Amendment propoſed by the Council to be added to the Bill intituled *an Act to Enable* Michael Meggiſon *of the County of* King *and* Queen *Planter to Sell certain lands in the County of* Glocester *Entailed on him and the heires of his Body upon his Setling other Lands of a greater value to the Same uſes.*—

And the Same being read was agreed to and ordered to be added to the Bill—

Ordered That the Committee of Propoſitions and Greivances carrye the ſaid Bills to the Council and acquaint them this Houſe has agreed to the Amendments propoſed thereto—

The Houſe according to Order proceeded to the conſideration of the report of the Committee of the whole houſe on Yeſterday and the Same being read was agreed to as follows—

Reſolved. That the Government be not Enabled to make good their Engagements to the Indian Company for rebuilding ffort *Chriſtanna*

Reſolved That the Government be Enabled to make good their Engagements to the Indian Company for maintaining the Hoſtages from 13th of *November* laſt

Reſolved That the Government be Enabled to make good their Engagements to the Indian Company for maintaining the Guards from 13th of *Novr.* laſt

Reſolved That the Government be Enabled to Send home the Hoſtages now at *Chriſtanna* in a handSome manner to preſerve the ffriendſhipp of thoſe Nations

Reſolved That it is the Opinion of this Houſe that the keeping up and guarding ffort *Chriſtanna* is not any Service or Security to this country.

Reſolved That a written Meſſage be prepared to the Council according to the Subject matter of the Said Reſolves

Ordered That Mr *Goodrich* Mr *Blair* Mr *Grymes* and Mr *Jones* prepare the Same—

Upon conſideration of the Addreſs to the King refer'd to be conſidered on this Day Some amendments were made therein and the Houſe agreed to the Same as followes

To the Kings moſt Excellt. Majeſty The humble Addreſs of the Houſe of Burgeſſes Moſt gracious Soveraign

Wee your Majeſtys moſt Dutifull and Loyall Subjects the Burgeſſes of this your antient Colony and Dominion of *Virginia* now aſſembled do heartily Embrace this firſt Opertunity humbly to Congratulate your Sacred Majeſty on the Succeſs of your Armes againſt thoſe Dangerous Rebells who blinded with party fury made Such deſperate Efforts for the Subverſion of our Religion and Libertys And likewiſe to return our unfeigned thanks for your great Care of the Trade of our Mother Country of which Wee (tho very remote) feel the happy Influences, and do firmly beleive the preſent flouriſhing Condition of this Country is next to the Divine Goodneſs owing to the wiſdome of your Majeſtys Councells and glorious Adminiſtration.

Your great goodneſs diſplayed in the tender regard you ſhew for all yor Subjects gives us boldneſs at this time to approach your Sacred perſon and moſt humbly to repreſent That the Honble *Alexander Spotſwood* your Majeſtys Lievt Governour purſuant to your Royall Commands hath Laid before this Houſe your Order in Council bearing Date at *Hampton* Court the 31th of *July* 1717. And alſo your Royall Inſtruction Dated the 27th of *September* laſt—upon conſideration of which Wee are humbly of Opinion That by the Said Inſtruction your Majeſtys Subjects may be deprived of the beſt meanes of

Raiſing

Raiſing a Revenue for the Support of this your great and moſt antient Colony let the Emergency be never So great til your Royall Pleaſure is known therein which through our naturall Scituation Wee conceive may prove of dangerous Conſequences to the future Safety of all your good Subjects reſiding here.

Wherefore Wee moſt humbly Implore your Majeſty That you will be gratiouſly pleaſed to allow us the Liberty of making Laws for the good and Support of this Colony as formerly it being often needfull Laws ſhould take place immediately And as the Dependance we have on Trade will alwaies make us Cautious of laying vnneceſſary Burthens upon it So the Negative with which your Govern[r] is veſted may alwaies be an Effectuall Barr thereto—

Wee further begg Leave to repreſent to your Majeſty that the Judges of your Generall Court have from the firſt Settlement of this Colony had Cognizance of all Criminall Caſes which which Juriſdiction was granted to them by the Letters patents of your Majeſtys Royall Predeceſſors and confirmed to them by Act of Aſſembly—

And Whereas her late Majeſty Queen *Ann* was pleaſed by her Royall Inſtruction to appoint Two Courts of Oyer and Terminer to be held in this Colony every year with the gracious View That all perſons accuſed of any Crime might be brought to a Speedy Tryall. The Hon[ble] the Liev[t] Governour purſuant to the Said Inſtruction is Impowered to appoint in the Said Courts what Judges he pleaſes (Excluſive of the Conſtant Judges above menc̃oned), Nor doth he hold himſelf obliged So much as to take the advice of the Council in the nomination of the Said Judges whereby wee apprehend the Governour may have the lives and Eſtates of your Majeſties good Subjects of this Colony very much in his power and will be able to defeat the Juriſdiction of your Majeſties Said Generall Court whenever he ſhall think fit.

Therefore we moſt Earneſtly pray That your Majeſty out of your great goodneſs will direct by your Royall Inſtruction to your Governour That the Judges of your Generall Court (who being appointed by your Majeſty out of the ableſt and diſcreeteſt of your Subjects in this Colony, and holding their places during your Royall pleaſure have alwaies with great Honour and Juſtice and to the generall Satisfaction of your People Diſcharged that great Truſt) may be declared the only Juſtices of the Said Courts of Oyer and Terminer. Or that your Majeſty will be pleaſed to reſtrain this Dangerous powe̊r in Such other manner as you in your great wiſdome ſhall think moſt proper—

To you Great Sir we fly for Succour Our Safety is bound up in yours whilſt you Sit Secure on the Throne of your Anceſtors. the Oppreſſed can never want a powerfull and ready Defender. And therefore for our own and Countrys ſake wee ſhall never ceaſe to Implore the Divine Protection over you That the Almighty would effectually give you the hearts of all your Subjects and defeat the Deſigns of your Enemys and continue the Crown in your truely Proteſtant family to all Poſterity—

Ordered That the Said Addreſs be fairly tranſcribed.

Severall Claimes from the County of *Stafford* were by Leave of the Houſe preſented and referred to be conſidered with the Book of Claimes—

M[r] *Grymes* having obtained Leave preſented to the Houſe a Bill Impowering and requiring Sherifs Conſtables and Coroners to make Sale of any goods and Chattells by any of them taken in Execution by virtue of any writt or writts of *fieri facias Levare facias* or Tendred him on any *Capias ad Satisfaciendum* or taken by any Legall Diſtreſs whatſoever

And the Same was read.

After a Debate the Queſtion was put

That the Said Bill be read a Second time

It paſt in the Negative. And thereupon *Ordered*. That the Same be Rejected—

Then the Houſe adjourned til *Monday* Morning ten a Clock.

Monday

Monday May. 26th 1718

THE Houſe proceeded to the conſideration of the Amendments propoſed by the Council to the Bill intituled *an Act for preventing abuſes in the Poſt Office* and the Same being read the Houſe agreed to the firſt with no Amendment, to the Second with an Amendment and to the third Diſagreed to—

Ordered That the Committee of Propoſitions and Greivances carry the Said Bill to the Council with the Amendments and acquaint them of the proceedings of the Houſe thereon and deſire their Honours Concurrence thereto—

An Ingroſſed Bill for better regulating the fferry over the River *Chichohominy* near the mouth thereof was read the third time—

Reſolved That the Said Bill do paſs—

Ordered That the Committee of Propoſitions and Greivances carrye the Same to the Council and Deſire their Concurrence thereto—

A Bill for granting One Thouſand pounds out of the Publick ffund for the maintaining and Educating Scholars at the Colledge of *William* and *Mary* was read the Second time—

Ordered That the Said Bill be ingroſſed

A Bill for Impowering the Treaſurer of this Colony to pay and put out at Intereſt a Sum̃e not Exceeding Eight Thouſand pounds of the Publick money now in his hands.—

Ordered That the ſaid Bill be Ingroſſed

A Bill to prevent Delays in Sending and preſenting Bills of Exchange to the perſons on whom the Same is drawn and for Limiting the time of payment of Proteſted Bills was read the Second time And thereupon.

Ordered That the Said Bill be committed to the Committee for Publick Claims for Amendments

The Houſe proceeded to the conſideration of the Book of Reports of the Committee for Publick Claimes. and the Same being read was agreed to with Some Amendments.

The Petition of *John Randolph* refer'd to be conſidered with the Book of Claimes was read.

Reſolvd upon the Queſtion

That the Same be rejected.

The Petition of *Miles Cary* Clerk to the Committee for Publick Claimes alſo refer'd to be conſidered with the Book of Claimes was read.

Reſolved upon the Queſtion

That he be allowed the Same as the Clerk of the Committee of Propoſitions and Greivances.

Ordered That the Clerk add the Salarys of the Offycers to the Book of Claimes as vſual and that the Same be conſidered to morrow—

Reſolved. That it be an Inſtruction to the Committee of Propoſitions and Greivances to whom it is referred to prepare an Addreſs to the Governour that they anſwer in the Said Addreſs all thoſe parts of the Governours Speech which are not already anſwered—

The Scheme refer'd to be conſidered this Day is Ordered to be conſidered to morrow—

Then the Houſe adjourned til to morrow morning ten a Clock

Tueſday May the 27th 1718

AN Ingroſſed Bill for Impowering the Treaſurer of this Colony to pay and put out at Intereſt a Sum̃e not Exceeding Eight Thouſand pounds of the Publick money now in his hands was read the third time

Reſolved That the Said Bill do paſs—

Ordered That the Committee of Propoſitions and Greivances carrye the Same to the Council and deſire their Concurrence thereto

An

An Ingroſſed Bill for granting One Thouſand pounds out of the Publick ffund for the maintaining and Educating Scholars at the Colledge of *William* and *Mary*, was read the third time—

Reſolv'd Nemine Contra dicente That the Said Bill do paſs—

Ordered That Mr *Cuſtis*, Mr *Harriſon*, Mr *Randolph*, Mr *Grymes*, Mr *Jones*, Mr *Stith* Mr *Goodrich*, Mr *Jenkins*, Mr *Burwell*, Mr *Johnſon* Mr *Wythe* and Mr *Blair* carrye the Same to the Council and deſire their Concurrence thereto—

The Houſe proceeded to conſider the Allowances to the Offycers added to the Book of Claimes and the Same was read and agreed to as uſuall

Ordered. That the Committee for Publick Claimes carry the Book of Reports to the Committee for Publick Claimes to the Council and deſire their Concurrence thereto—

A Meſſage from the Council by Mr *Robertſon* That the Council have paſſed the Bill Intituled *an Act to Enable* Michael Meggiſon *of the County of* King *and* Queen *Planter to Sell certain Lands in the County of* Gloceſter *Entailed on him and the heirs of his Body upon his Setling other Lands of a greater value to the Same uſes* as Amended. As alſo that the Council have paſſed the Bill intituled *an Act to Impower* Harry Beverley *and others to build a Bridge over the* Draggon *Swamp* as amended.

Ordered That the Said Bills be Enrolled.

Ordered. That Mr *Corbin* and Mr *Blair* Examine the Addreſs to the King and report to the Houſe whether the Same be truly Tranſcribed.

A Meſſage from the Council by Mr *Robertſon* That the Council have agreed to the Amendment propoſed by the Houſe to their Amendment propoſed to the Bill intituled *an Act preventing Abuſes in the Poſt Office* and that they Recede from thoſe parts of their Amendments which are diſagreed to by this Houſe—

And that the Council have agreed to the Bill Intituled *an Act for the better Secureing the payment of Levys and for the Puniſhment of Lewd and Idle People* with Some Amendments to which they deſire the Concurrence of this Houſe—

Ordered That the Amendments to the Bill intituled *an Act for preventing Abuſes in the Poſt Office* as agreed to be inſerted therein and that the Committee of Propoſitions and Greivances carrye the Same to the Council and acquaint them that the Said Amendments are agreed to—

The Houſe proceeded to conſider the Amendments propoſed by the Council to the Bill intituled *an Act for the better Secureing the payment of Levys and for the puniſhment of lewd and Idle People* and the Same were read and agreed to—

Ordered That the Said Amendments be inſerted in the Bill and that the Committee of Propoſitions and Greivances carrye the Same to the Council and acquaint them that the Houſe have agreed to the Amendments Propoſed thereto—

Mr *Corbin* reported that the Addreſs to the King with a Duplicate thereof had been Examined and that the Same was fairly tranſcribed.

Ordered That the Said Addreſs with the Duplicate be Signed by the Speaker

Reſolved That it is of abſolute neceſſity that an Agent be appointed to Sollicite the Affaires of this Colony in *Great Brittain* and particularly to preſent the Addreſs of this Houſe to his Majeſty.

Reſolved. That *William Byrd* Eſqr be and is hereby appointed Agent for this Colony and that he be deſired by the Speaker to take upon him to Execute the Said Office purſuant to the Reſolves of this Houſe

Reſolved That the Said Agent ſhall be allowed out of the Publick Treaſury of this Colony full Satisfaction for all his Diſburſements and Trouble in Negotiating the Addreſs to his Majeſty and other affairs of this Colony

Ordered. That the Clerk of this Houſe prepare Two Copies of the Journalls of this Seſſion So Soon as it may be conveniently done and deliver the Same to Mr *Speaker.*

Ordered That Mr *Corbin* Mr *Harriſon* Mr *Grymes* Mr *Blair*, Mr *Conoway* and Mr *Eskridge* prepare Inſtructions to the Said Agent and report the Same to the Houſe and that Mr *Cary* attend them as Clerk—

Reſolved

Reſolved That tis the Deſire of this Houſe That Mr *Speaker* Tranſmit to the ſaid Agent the Two Copies of the Journalls aforeſaid the Addreſs to the King and the Duplicate together with Such Inſtructions as ſhall be agreed to by this Houſe—

Reſolved That the Scheme referred to be conſidered this day be conſidered to morrow

Then the Houſe adjourned til to morrow Morning Ten a Clock—

Wedneſday. May ye 28th 1718

MR *Harriſon* reported that the Committee for Publick Claimes to whom the Bill to prevent Delayes in Sending and preſenting Bills of Exchange to the perſons on whom the Same is drawn and for limiting the time of payment of proteſted Bills had prepared Some Amendments thereto

The Houſe proceeded to conſider the Said Amendments And the ſame being read The Queſtion upon a motion was put

That the Bill with the Amendments be Ingroſſed

It paſt in the Negative And thereupon.

Reſolved That the Said Bill with the Amendments be rejected

The Houſe being informed that Mr *Buckner* attended at the Door in Cuſtody of the Meſſenger according to the Order of the Houſe.

Ordered That the Said Mr *Buckner* be called to the Barr of the Houſe and required by Mr *Speaker* to given an Account of the Book of Proportions of the laſt Aſſembly, as alſo to give reaſons why he entred the Lievt Governours Speech made to the laſt Aſſembly upon the Diſſolution thereof.

And being called and required accordingly he anſwered

That he left the Book of Proportions of the laſt Aſſembly in the Office of the Houſe of Burgeſſes and was ready to make Oath of it That upon the Diſſolution of the Aſſembly he was informed his Commiſſion determined and therefore gave the Key of the Office to the Clerk of the Genert Aſſembly as he thought it his Duty.

That he did prepare Severall Copies of the Journalls of the laſt Aſſembly which he Sent to the Lievt Governour without the Addition of his Honours Speech, upon the Diſſolution thereof And thereupon by a Letter from Mr *Robertſon* was told that it was the Governours pleaſure that his Said Speech ſhould be added.

The Said Letter with Some Preſidents in the printed Votes of the Parliment of *Great Brittain* of the twelth of *May* in the year 1711 and of the 15th of *July* in the year 1717 he delivered to the Houſe and withdrew

Ordered That Mr *Buckner* make Oath before ſome Juſtice of the Peace for the County of *York* of the truth of his anſwer concerning the Book of Proportions aforeſaid which he accordingly did. Part of the Said letter was read and is as followes.—

"The Governour has received the Journal and Laws Sent by yor Boy but obſerving "that thô you take notice of his paſſing the Acts you have Omitted to InSert his Speech "at the Cloſe of the Seſſion which is as neceſſary to Compleat the Journal as the other "and indeed more becauſe without it it does not appear what became of the Houſe And "It is obſervable in the Journalls of the Houſe of Commons that not only the paſſing "of the Acts but the Speech made both by the Soveraign and Lord Chancellor or Lord "Keeper at the Concluſion of the Seſſion are inſerted as you will find particularly in "the Votes in *1711* which I beleive you have by you, Wherefore the Governour has "ordered me to Send you back the laſt Sheet of your Journall Together with a Copy "of his Speech that you may infert it in its proper place in the Severall Journalls you "are to prepare for him and for the Office

Signd *Wil Robertſon*

Dated *Williamſburgh* 7ber 30th *1715*

Upon conſideration of which and the preſidents aforemenc̃oned

Reſolved. That the Entring the Lievt Governrs Speech at the end of the Journal of the laſt Aſſembly at the Diſſolution thereof is without preſident & vnwarrantable

Ordered

Ordered That the ſaid Mr *Buckner* be diſcharged out of Cuſtody paying ffees.—

A Meſſage from the Council by Mr *Robertſon*

That the Council have paſſed the Bill intituled *an Act for better regulating the ffery over the River* Chickahominy *near the mouth thereof* without any Amendment.

Alſo that the Council have paſſed the Bill intituled *an Act for preventing Abuſes in the Poſt Office* as alſo the Bill intituled *an Act for the better Secureing the payment of Levys and for Puniſhment of Lewd and Idle People* as Amended.

Ordered That the ſaid Bill be Inrolled.

Mr *Corbin* reported.

That the Committee of Propoſitions and Greivances had according to Order. prepared an Addreſs to the Governour which he read in his place and delivered in at the Table and the Same was again read and agreed to by the Houſe as followes.

To the Honble Alexander Spotſwood *his Majeſties Lievt Governour of* Virginia

The humble Addreſs of the Houſe of Burgeſſes. May it pleaſe Yor Honour

Wee his Majeſts faithfull Burgeſſes of this his moſt antient Colony and Dominion of *Virginia* now met in Aſſembly having maturely conſidered yor Honrs Speech at the Opening of this Seſſion & yor Meſſage of the ninth Inſtant together with the Severall Papers you thought fit to lay before us Do return our hearty Thanks for the Same and with all humility take Leave to acquaint you That as you were pleaſed to Signifye to us Wee were convened not to raiſe Supplys to defend our Eſtates or to Support the Government But to find the beſt waies and meanes to diſpoſe of the greateſt Bank of money that ever was at One time in our Publick Treaſury

Wee humbly apprehend That One Thouſand pounds thereof cannot be appropriated to a better uſe that towards the Education and Support of the Youth of this Colony in the Colledge of *William* and *Mary* which hath been So happily founded by the gracious Bounty of his Majeſties Royall Predeceſſors And wee having prepared a Bill for that purpoſe doubt not of your Honours ready Concurrence in a Deſign which may prove So truly beneficial to us and our Poſterity.

Wee aſſure yor Honr Wee have had due regard to all Engagements requiſite to be Diſcharged out of the Publick Treaſury and it is a very great Satisfaction to find our Country under a neceſſity of Exhauſting but an Inconſiderable Summe of the Revenue therein but as we think it abſolutely neceſſary for the promoting of the Trade of this Colony That the Remainder ſhould Circulate in the Country. Wee have by a Bill prepared for that end directed that a Sume not Exceeding Eight thouſand pounds may be put out at Intereſt as the beſt meanes we can find to Improve the Same and hope for yor Honours Concurrence thereto

As it was our Duty So wee have with the greateſt readineſs applyed our Selves to conſider what his Majeſty was moſt graciouſly pleaſed to recommend to us with reſpect to the Indian Company and have conſiderately inſpected thoſe Accounts which they have laid before us and are of Opinion that One hundred Pounds advanced by them towards building a Magazine be repaid the Said Company out of the Publick money. But as it doth not appear to us that any other Sumes menconed in the Said Companys Accounts have been Expended for the benefit of this Country We ſhould be unjuſt to our Selves and thoſe we repreſent if we agree to allow the Same out of the Publick money.—

Wee are not apprized of any abuſes in the Indian Trade and therefore cannot lay it under any regulations but ſhall alwaies be willing to take proper meaſures for preventing both the Irregularitys of the Traders and the ill Conſequences thereof—.

Your Honour having been pleaſed to informe us that the Northern Indians Expect we ſhould renew the Treaty made with them by the Lord *Howard*. Wee can make no other Anſwer thereto than that (as we know of no violation of that Treaty on our parts Wee muſt humbly referr what is proper to be done in that affair to your Honour and the Council who we are entirely Satisfyed will take Such meaſures as are moſt Expedient to preſerve the ffriendſhipp of thoſe Nations

Wee

Wee conceive by the Severall Treatys your Honour hath made with the Indians your Deſign was to Settle a Barrier to our ffrontiers againſt the Incurſions of fforreign Indians but Seeing the *Saponies* are the only People that have Complyed with their Treaty. Wee are of Opinion your firſt good intention is thereby fruſtrated and cannot think the keeping up ffort *Chriſtanna* purely for their Security any waies reaſonable. and hope they may be content with the Same Protection other Tributarys Enjoy.—

Wee humbly conceive the Hoſtages delivered by the *Cattabaw* Indians were taken for the Security of the Indian Traders and think it reaſonable That as that Law which Erected the Indian Company. is repealed they ſhould be returned in Such manner as may but preſume a good underſtanding with that People—in Caſe the perſons concerned in that Trade do not think it worth their while to maintain them.

As the Account yo^r Honour hath given us of your many fatiguing Journeys undertaken for the Service of this Government, convinces us of your great diligence So Sir we hope they will give you the Satisfaction of reflecting that you have deſerved the Sallary allowed by his Majeſty.

On conſideration of the Royall Inſtruction you were pleaſed to lay before us Wee have p^rpared an humble Addreſs to our Sovereign beſeeching him to recall his Additional Inſtruction whereby he hath ſignifyed his pleaſure. that the Governour here do not for the future paſs any Act which may affect the Trade and Shipping of *Great Brittain* until it hath been there approved and that he will permitt our Governour to paſs any Act that ſhall by the Generall Aſſembly be thought for the Service of his Majeſty and this Government—And likewiſe thought it requiſite in the Said Addreſs to beſeech his Majeſty that the power with which his Govern^r is veſted in appointing the Judges of Courts of Oyer and Terminer may be limited for that we apprehend Such power may prove of Dangerous Conſequence.

The Bills which have been Sent up by us to the Council are chiefly founded upon the Grievances and Propoſitions of the People whom we repreſent And we hope Sir that thoſe which have had the Approbation and Concurrence of their Hon^rs will obtain your favourable Aſſent

Ordered. That the Said Addreſs be fairly tranſcribed and Signed by the Speaker and that the Same be delivered by the whole houſe.—

A Bill to repeal part of an Act made in the Twelth year of her late Majeſty Queen *Ann* for finiſhing the Governours houſe and for granting to his Honour the Sum̃e of Two hundred and fifty pounds for perfecting the work was by leave of the Houſe preſented and read the firſt time and ordered to be read a Second time

The Houſe having conſidered the Scheme referred to be conſidered on this Day.

Ordered. That the Same be Lodged in the Office of the Houſe of Burgeſſes with the Accounts of the Governours Houſe and other Buildings—

Then the Houſe adjourned til to morrow morning ten a Clock.

Thurſday May the 29^th^ 1718

A BILL to repeal part of an Act made in the Twelfth year of her late Majeſty Queen *Ann* for finiſhing the Govern^rs Houſe and for granting to his Honour the Sum̃e of Two Hundred and fifty pounds for perfecting the work was by Leave of the Houſe preſented and read the Second time.

Ordered That the Said Bill be Ingroſſed.

Ordered That the Committee of Propoſitions and Greivances wait on the Governour to know when and where his Honour will be attended by this Houſe with their Addreſs—

The Houſe taking into conſideration That the Body of his Excellency *Edward Nott* late Governour of *Virginia* lyes interred in the Church Yard of *Williamſburgh* and that hitherto no Monument has been Erected to the memory of him, thô his prudent and

Eaſye

Eaſye Adminiſtration while he preſided over this Country moſt Juſtly deſerves to be tranſmitted to Poſterity

Reſolved Nemine Contra dicente.

That a Sume not Exceeding Sixty pounds be paid to *John Clayton* Eſq^{r} out of the money in the Treaſurers hands by him to be laid out on a Monument of Marble to be Erected in the Church yard of *Williamſburgh* to the Memory of So deſerving a Governour with Such Inſcription as he ſhall think proper—

Reſolved That the Sume of One hundred pounds out of the money in the Treaſurers hands be paid to the Speaker as a Token of the Reſpect this Houſe beares him

Ordered That M^{r} *Harriſon* M^{r} *Burwell* M^{r} *Braxton* and M^{r} *Preſley* wait on the Governour and Council with the Said Reſolves and deſire their Concurrence thereto

M^{r} *Corbin* reported that the perſons appointed had according to Order waited on the Governour to know when and where his Honour would be waited upon by this Houſe with their Addreſs. And that he was pleaſed to Say. To morrow morning at Ten a Clock in the Council Chamber.

A Meſſage from the Council by M^{r} *Robertſon*

That the Council have paſſed the Bill intituled *an Act for granting One Thouſand pounds out of the Publick ffund for the maintaining and Educating Scholars at the Colledge of* William *and* Mary as alſo the Bill Intituled *an Act for Impowering the Treaſurer of this Colony to pay and put out at Intereſt a Sume not Exceeding Eight Thouſand pounds of the Publick money now in his hands* without any Amendment.

Ordered That the Said Bills be Inrolled.

An Ingroſſed Bill intituled *an Act to repeal part of an Act made in the Twelfth year of her late Majeſty Queen* Anne *for finiſhing the Govern^{rs} Houſe and for granting to his Honour the Sume of Two hundred and fifty pounds for perfecting the ſaid work* was read the Third time

Reſolved. That the Said Bill do paſs—

Ordered That the Committee for Publick Claimes carrye the Same to the Council and deſire their Concurrence thereto—

M^{r} *Goodrich* reported that the perſons appointed had according to order prepared a meſſage to the Council on the Reſolves of this Houſe on the Twenty fourth Inſtant which he read in his place and delivered in at the Table, and the Same was again read and agreed to with an Amendment as follows.—

By the Houſe of Burgeſſes

May it pleaſe Yo^{r} Honours.

Wee have Seriouſly conſidered your meſſages relating to the Engagements made by the Government with the late Indian Company Since the repeal of the Act for regulating the Indian Trade. And as we ought ever to ſhew a ſtrict and due regard to the publick faith of the Government in every particular which we can conceive to be for the defence Service or Security thereof. Wee have agreed to Enable the Government to make good their Engagements to the late Indian Company for maintaining the *Cattabaw* Hoſtages and the Guards at *Chriſtanna* from the 13th of *November* laſt til the laſt of *June* next. But we cannot Concurr with your Honours in Opinion That the repairing ffort *Chriſtanna* is of Service or Security to this Country.

Your Honours are pleaſed to inform us That the Erecting the ſaid ffort was founded on a Scheme formed by the Governour of Setling out the Severall Nations of Tributary Indians. according to the Treatys now before this Houſe of Erecting ffforts at their Settlements & maintaining a Standing Guard therein which ſhould do the Duty of Rangers from the One of thoſe Settlements to the other and thereby leſſen the Charge of that Standing Guard which the Country had for Some Yeares before maintained.

How beneficial this Project might have proved had it ever been Experienced we ſhall not take upon us here to determine but as we are convinced that no One Nation Except the *Saponies* have Submitted to perform their Treaty. Wee are of Opinion that

firſt

firſt intention is intirely fruſtrated And that the Charge of keeping up ffort *Chriſtanna* purely for the Security of thoſe few people is no way neceſſary or reaſonable.—

It Evidently appeares that even the Houſe of Burgeſſes which approved that work took particular Care to prevent its becoming a Publick Charge and that there was other motives to induce them to approve we think appeares as plainly.

Your Honrs Arguments from the Tranquility which that part of the Country hath Enjoyed Since the Erecting that ffort we think may briefly and Effectually be anſwered in the Inſtance of the unhappy *Cattawbaws* and wee hope you will be of Opinion that after this Houſe have reſolved not to continue the Expence of the Said ffort we have no waies Erred in our Duty by refuſing to repair the Same Eſpecially when we think the late Indian Company bound to deliver it up in good repair.

Wee have alſo conſidered that part of your meſſage relating to the keeping the *Cattawbaw* Children and are humbly of Opinion that thoſe Hoſtages were taken principally for the Security of the Indian Traders and were not then deſigned to be kept at the Charge of the Country. But as the Law which Erected the Indian Company is repealed if the perſons concern'd in that Trade will not maintain them we think it reaſonable they ſhould be returned at the Charge of the Country in Such a handſome manner as will beſt preſerve a good underſtanding with that People And we hope your Honour will as Soon as conveniently you can cauſe to be laid before this Houſe a reaſonable Computation of the Charge of Sending home the *Cattawbaw* Children with an Account what Sums of money will anſwer the Engagements we have agreed to Diſcharge—

Ordered That the Said Meſſage be fairly tranſcribed and Signed by the Clerk and that the perſons who prpared the Same carrye it to the Council—

Then the Houſe adjourned til to morrow Morning ten a Clock

Fryday May the 30th 1718

A MESSAGE from the Council by Mr *Robertſon*

That the Council have paſſed the Book of Claimes, and that the Governour has aſſented thereto.

A Committee to Proportion the Publick Levy

Mr *Harriſon*.....Mr *Bolling*

Mr *Eskridge*.....Mr *Goodrich*

Reſolved That the Severall money Allowances menc̃oned in the Book of Claimes be paid out of the Publick money in the Treaſurers hands—

Ordered That Mr *Harriſon*, Mr *Burwell* Mr *Braxton* and Mr *Preſley* carrye the ſaid Reſolve to the Governour and Council and deſire their Concurrence thereto.

The Houſe went up to wait on the Governour in the Council Chamber wth their Addreſs. and being returned Mr *Speaker* reported That he had waited on the Governour with the Humble Addreſs of this Houſe and that his Honour was pleaſed to return an Anſwer of which he had obtained a Copy as follows.

As I may well thank you Gentlemen for the Opportunity you have afforded me during the Seſſion to Shew my moderation in Government. So I muſt give you thanks for this Change in your Behaviour And that you are come at laſt to Expreſs your Selves in more reſpectful Termes. thô the matter of your preſent Repreſentation be ſtil generally Such as I can by no meanes Concur with you therein But I ſhall not keep contending with you thereupon for when I conſider the daily Charge of your Sitting I Judge it not worth while and my thoughts are *Le Jeu ne vaut pas la Chaudelle*

What I left at the Opening of this Seſſion to Yor Conſultations I perceive you now referr back to me to adviſe with the Council thereupon So that the Meaſures to be taken with the Northern Indians is a work now to be begun and Such is the Circumſtances of the Government, That I think it cannot be perfected without your Aſſiſtance. But I obſerve by your reading Bills twice in One Day; that you are hurrying all buſineſs

over

over and underſtand that it is out of an Impatience to be at your own Plantations in the approaching Holy Dayes. Wherefore I am willing to give you a Receſs by Adjournment for a fortnight or a month as it ſhall beſt pleaſe you And whatever Bills you have ready to be offered for my Aſſent, I ſhall either this day paſs them or take time to conſider them during your Adjournment.

Mr *Corbin* reported that the perſons appointed had according to Order prepared Inſtructions to *William Byrd* Eſqr Agent for *Virginia* which he read in his place and the Same being delivered in at the Table was again read and agreed to by the Houſe with an Amendment as follows.

Inſtructions to *William Byrd* Eſqr Agent for *Virginia*

1 You are deſired to lay before his Majeſty the Addreſs of the Houſe of Burgeſſes and to negotiate that affair to Effect

2 The Houſe have thought fit to Send their Journall for your Peruſall and in caſe any miſrepreſentation ſhould be made of their proceedings you are deſired to have regard to their Honour

Ordered That the ſaid Inſtructions be fairly tranſcribed and ſignd by Mr *Speaker*

Ordered That Mr *Randolph* Mr *Eskridge*, Mr *Diggs*, and Mr *Maſon* Examine the Severall Inrolled Bills and make report to the Houſe whether the Same agree with the Ingroſſed Bills.

A written meſſage from the Council by Mr *Robertſon*

Mr Speaker and Gentlemen of the Houſe of Burgeſſes.

The Council have had under Conſideration your meſſage relating to the returning the Indian Hoſtages, and are of Opinion that the beſt way of Sending back theſe Hostages will be by a meſſage Sent to their Nations to come for them and Since it will require time to find out proper perſons to go on that Meſſage. and alſo to make a Computation of the Charge both which will be beſt effected during the Adjournment of the Aſſembly We therefore propoſe that the time for maintaining the Hoſtages and Guard may be enlarged at leaſt til the laſt of *July* That we may be the better Enabled to lay before you at the next meeting of the Aſſembly Such a Computation of the Charge as is deſired in your Meſſage

May 30th 1718

By order of the Council
Wil Robertſon Cl Gen. Aſſbly

The Houſe proceeded to the Immediate conſideration of the Said meſſage and the ſame being read.

Reſolved That the Houſe doth approve of the method of returning the Indian Hostages propoſed by the Council, and that they with the Guard be maintained til the laſt of *July* at the Charge of the Country.

Ordered That a Copy of the ſaid Reſolve be Sent to the Council in anſwer to the Said Meſſage, and that Mr *Diggs* Mr *Maſon*, Mr *Preſly* and Mr *Barber* carrye the Same—

Mr *Randolph* reported That the perſons appointed had according to Order Examined the Severall Inrolled Bills, and that they found them to agree with the Ingroſſed Bills

Ordered That the perſons who Examined the Said Bills carrye the Same to the Council

A Meſſage from the Council by Mr *Robertſon*

That the Council have agreed to the Reſolves of this Houſe Sent up to them this Day; and that the Governour had alſo aſſented to them—And that the Council were ſatisfied the Severall Bills Sent up to them were truly inrolled.

A meſſage from the Govern[r] by Mr *Robertſon*

The Govern[r] Commands the immediate attendance of this Houſe in the Council Chamber and that you bring with you Such Bills as are ready for his Aſſent

Mr *Speaker* with the Houſe accordingly went up to attend his Honour and he was pleaſed to give his Aſſent to the following Bills

An Act for Setling the ffees of the Secretary, County Court Clerks. Sheriffs Coroner and Conſtables and for aſcertaining the ffees of Attornys to be allowed in a Bill of Coſts—

An

An Act to Impower Harry Beverley *and others to build a Bridge over the* Dragon *Swamp*—

An Act for granting One Thouſand pounds out of the Publick ffund for the maintaining and Educating Scholars at the Colledge of William *and* Mary.

An Act to Enable Michael Meggiſon *of the County of* King *and* Queen *Planter to Sell Certain lands in the County of* Gloceſter *Entailed on him and the heires of his Body upon his Setling other Lands of a greater value to the Same Uſes*—

The Houſe being returned M^r *Speaker* acquainted them that the Hon^ble the Liev^t Governour had given them leave to adjourn til *Thurſday* the Tenth day of *July* next.

Reſolved That the Houſe do now adjourn accordingly

And the Houſe was accordingly adjourned to *Thurſday* the Tenth day of July next

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Thurſday July the 10^th^ 1718

MR *Speaker* and Twenty Six Members mett in the Houſe

A meſſage from the Hon^ble the Liev^t Govern^r by M^r *Robertſon*

The Governour Commands the Immediate Attendance of this Houſe in the Council Chamber

M^r *Speaker* with the Houſe went up accordingly to attend the Governour and his Hon^r was pleaſed to make the following Speech

Gentlemen of the Houſe of Burgeſſes

I would willingly have Spared the Country the Charge and you the Trouble of coming hither in this warm Seaſon of the year but in the Opinion of the Council you being under an Adjournment could not be prorogued by Proclamation

Now you are mett in Aſſembly I have no new matters to lay before you; Nor do I know of any buſineſs you have had in hand that I can venture to Concurr w^th^ you in) but may as well be accompliſhed when more urgent Occaſions ſhall require your Sitting and to finiſh the work of your Seſſion there remaines nothing more needfull than the Levy Bill; yet even that will be Equally the Same to the Publick Creditors, whether it ſhould paſs now or four months hence—

Since your Houſe has declined to provide for the defence of the ffrontiers and the Councils advice is to take no meaſures with the Northern Indians until they actually commit Hoſtilitys on this Colony, I cannot think it prudence to leave this Aſſembly under a long prorogation Eſpecially while thoſe Indians are upon our ffrontiers threatning deſtruction to our Tributarys and reeking with the Blood of our Allies So that I muſt keep you in a readineſs to build up the wound Since you will not be perſwaded to ward off the Blow

And therefore I ſhall prorogue you for no longer than a month but intend not to give You the Trouble of meeting ſo ſoon, without Some Extraordinary occaſion and this Aſſembly is accordingly prorogued to *Thurſday* the Seventh day of *Auguſt* next

219-220

JOURNAL

OF THE

HOUSE OF BURGESSES

AT A

GENERALL ASSEMBLY

begun at the Capitol the 23[d] day of *Aprill* Anno Dom 1718 In the Fourth Year of the Reign of our Sovereign Lord GEORGE by the grace of God of *Great Brittain France* & *Ireland* King, Defender of the Faith &c; and thence continued by Prorogation and Adjournment to the 11[th] day of *November* 1718, Being the Second Seſſion of this preſent Aſſembly.



RICHMOND, VIRGINIA.

MCMXI.

JOURNALL

of the

HOUSE OF BURGESSES.

Tueſday November the 11th 1718

ORDERED That the Houſe be called over To morrow morning.

A Meſſage from the Governor by Mr *Robertſon*,

Mr *Speaker*

I am commanded by the Governor to acquaint this Houſe that His Honr having nothing immediately to lay before you, deſires you will proceed on ſuch Propoſitions & Grievances as you have in Charge from your Countys.

Then the Houſe Adjourned till Tomorrow morning 10 aclock.

Wedneſday November the 12th 1718

THE Houſe was according to order called over, And thereupon

Ordered That Mr *Barber* Mr *Digges*, Mr *Broadnax*, Mr *Cuſtis* & Mr *Stanup* wait on the Governor and deſire his Honr to iſſue a new Writt for the electing a Burgeſs to ſerve in this preſent Generall Aſſembly for the County of *York* in the room of *James Burwell* Gent deceas'd

Reſolved That the Abſence of thoſe Members who did not appear at the calling over the Houſe be excuſed

Ordered That the Clerks and Door keepers appointed laſt Seſſion be continued this Seſſion, and that they give their Attendance accordingly

Ordered That the Reverend *Hugh Jones* be continued chaplain to the Houſe, and that he attend every morning at 9 aclock in the Conference Room to read divine Service.

A Committee for Elections & Priviledges

Mr *Eskridge* Chairman

Mr *Preſly*.....Mr *Grymes*
Mr *Griffin*.....Mr *Buckner*

A Committee for Publick Claimes

Mr *Harriſon* Chairman

Mr *Barber*.....Mr *Digges*
Mr *Neal*.....Mr *Goodrich*
Mr *Bouſh*.....Mr *Johnſon*
Mr *Baylor*.....Mr *Bolling*
Mr *Brodnax*.....Mr *Fitzhugh*

A Committee for Propoſitions & Grievances

Mr *Corbin* Chairman

Mr *Marable*.....Mr *Jenkins*
Mr *Merriwether*.....Mr *Jones*
Mr *Conway*.....Mr *Blair*
Mr *Cuſtis*.....Mr *Bridger*
Mr *Eskridge*.....Mr *Grymes*
Mr *Randolph*.....Mr *Cole*

Ordered

Ordered That the Committee have power to adjourn themſelves from day to day, and to ſend for perſons, Records Journals & other papers they ſhall from time to time have occaſion of.

Reſolved That all Propoſitions Grievances & Publick Claims be brought into the Houſe on *Friday* next at fartheſt or not to be received in this Seſſion of Aſſembly, without particular leave of the Houſe.

The Orders of the Houſe for the laſt Seſſion being read

Reſolved That the Houſe doth approve of the ſame, and that they continue Orders for this Seſſion

Severall Claims from the Countys of *Henrico Charles City & Middleſex* were preſented to the Houſe and Referr'd to the Committee for publick Claims to examine the ſame and report their Opinion thereon to the Houſe

Ordered That the Treaſurer lay his Accounts before this Houſe on *Tueſday* next, or ſooner if he can conveniently

Ordered That the Clerk give the Treaſurer notice of this Order by a letter and that the Meſſenger deliver the ſame

Ordered That Mr *Holloway* and Mr *Clayton* lay before the Houſe on *Munday* next their Accounts of the money they are Intruſted with by virtue of an Act made in the year 1713 impowering them to receive of the Truſtees for the City of *Williamſburgh*, and of all other perſons wt ſoever all moneys by them received for Lotts of land and otherwiſe for the benefit of the ſaid City, and the Sum of Two hundred & one pound nine ſhillings & nine pence of *Robert Carter* Eſqr , and to apply Such money to certain uſes; and alſo for Impowering them to keep the Accompts of the Governor's houſe, and directing the finiſhing the ſame.

Ordered That the Committee for Propoſitions & Grievances inſpect the Journal of the laſt Seſſion, and report to the Houſe what they find neceſſary to be further conſidered this Seſſion.

Ordered That the ſaid Committee do make Enquiry whether any Laws are near expiring and report the ſame to the Houſe

Ordered That the Committee for Publick Claims inſpect the Report of the ſaid Committee at the laſt Seſſion, and Report to the Houſe what they find neceſſary to be further conſidered this Seſſion.

Mr *Dangerfield* having taken the Oaths appointed by Law, and Subſcribed the Teſt, took his place in the Houſe.

Mr *Grymes* having obtained leave preſented to the Houſe a Bill Declaring who ſhall not bear Office in this Country. And the ſame being read the firſt time was

Ordered to be read a Second time

Upon the motion of Mr *Jones*, he has leave to be abſent til *Saturday* next.

Then the Houſe Adjourned till Tomorrow morning 10 aclock.

Thurſday November ye 13th 1718

SEVERALL Claims from the Countys of *Eſſex & Prince George* were preſented to the Houſe and referr'd to the Committee for Publick Claims to examine the ſame and report their opinion therein to the Houſe

A Petition of *William Kimball* praying an Allowance as Interpreter to the *Sapony* and other Indians

A Petition of *Henry Briggs* praying an Allowance as Interpreter to the *Nottoway Maherine & Nanſemond* Indians

A Petition of *John Randolph*, praying to be allowed for ſix Copys of the Journal, and five five Copys of the Laws of the laſt Seſſion

Were Severally preſented to the Houſe & read

Ordered

Ordered That the conſideration of the ſaid Petitions be referr'd to the Committee for Publick Claims, and that they examine the ſame and report their Opinion thereon to the Houſe.

A Claim of *George Allen* for Viſits and Phyſick adminiſtred to a priſoner in the Country Goal was preſented to the Houſe and refer'd to the Committee for Publick Claims to examine the ſame and report their opinion thereon to the Houſe.

Mr *Corbin* reported from the Committee of Propoſitions & Grievances to whom it was referred to inſpect the Journal of the laſt Seſſion, & report to the Houſe what was neceſſary to be further conſidered this Seſſion, That the Said Committee had had the ſame under their Conſideration, and were come to ſome Reſolutions, which he read in his place and delivered in at the Table, And the ſame was again read

And upon conſideration of part of the ſaid Report

Reſolved That the propoſition from the County of *Northampton*, relating to the printing the Laws of this Country, and expoſing the ſame to Sale in every County, referr'd to the conſideration of this Seſſion of Aſſembly be referr'd to the conſideration of the next Seſſion of Aſſembly

And upon conſideration of the Report of the ſaid Committee on part of the honble the Lieut Governor's Speech on the 10th of *July* laſt, in theſe words [Since your Houſe have declined to provide for the defence of the Frontiers]

Reſolved That it is the opinion of this Houſe that the Militia as by Law eſtabliſhed is the proper Defence of the Country.

Mr *Corbin* alſo reported from the ſd Committee, That the Act for laying a Duty on Liquors & Slaves will expire on the tenth day of December next: And alſo that the Act for ſupply of certain defects found in an Act preſcribing the method for appointing Sherifs is lately expired.

Upon conſideration of which

Reſolved That there is no neceſſity to continue the ſaid Act for laying a Duty on on Liquors & Slaves

Reſolved That the ſaid Act for ſupply of certain defects found in an Act preſcribing the method for appointing Sherifs, be not Revived.

A Bill declaring who ſhall not bear office in this Country was Read a Second time, and thereupon

The Queſtion was put

That the ſaid Bill be amended

Reſolved in the Affirmative: And an Amendment being made therein

Ordered That the Bill with the Amendment be Ingroſſed.

A written meſſage from the Governor & Council by Mr *Robertſon*

Mr *Speaker and Gentlemen of the Houſe of Burgeſſes.*

The Governor and Council having taking into conſideration the dangers which threaten the Trade & Shipping of this Colony, by the Reſort of Pyrats to *North Carolina*, and more eſpecially from that Crew now there under the command of Capt *Tach*, who having rendered themſelves incapable of his Majeſty's mercy by their repeated Piracys ſince the 5th of *January* laſt (in which time as appears by the Evidence on the Tryal of *Tach*'s Quarter Maſter, they have plundered near Twenty Ships & Veſſels) Seem reſolved to continue in the ſame piratical courſe, and have actually committed divers Acts of Piracy ſince their pretended Surrender: And there being certain Advice that they threaten to revenge on the Shipping of this Country the taking up the above mentioned Quarter Maſter. For theſe reaſons the Governor and Council think it abſolutely neceſſary that ſome ſpeedy and Effectual Meaſures be taken for breaking that Knott of Robbers, Seeing it is unpracticable for his Majties Ships of War to come at them in the Inletts where they lye. And therefore that encouragement may be given for fitting out Sloops to attack them by Sea, or for inducing the Inhabitants of *Carolina* to ſeize them at land It is propoſed that over & above the Rewards promiſed by his Majties proclamation,

tion, there be given by this Government as an Encouragement for apprehending the ſd Pyrats, the Rewards following *Viz*t

For Capt *Tach* the Sum of £100.

For every other Commander of a Pyrate Sloop or Veſſell the Sum of £40.

For every Lieutenant, Maſter, Quarter Maſter, Gunner, Boatſwain or Carpenter £20.

For every other Inferiour Officer £15.

And for every private man £10.

And that your Houſe will enable the Government to pay the ſaid Rewards upon the apprehending of any of the ſaid Pyrates reſpectively So as they be brought to Tryal and convicted.

The Governor and Council doubt not your ready concurrence wth them in a matter which will prove very acceptable to his Majeſty and wherein the Welfare of this Colony is ſo much concerned.

By order of the Govr & Council

November 13th 1718 *Wil Robertſon* Cl G Affly

Reſolved That the ſaid Meſſage be taken into conſideration To morrow

A Petition of the Frontier Inhabitants of *Henrico* & *New Kent* praying that Guards may be eſtabliſhed to defend them from the Indians being referred from the Governor & Council, was read

Reſolved That the ſaid petition be rejected

Then the Houſe Adjourned till To morrow morning 10 aclock.

Friday November the 14th 1718

A PETITION of *James Adams* praying an Allowance as Interpreter to the *Chichahominy* & *Pamunky* Indians, being referr'd from the Council was read and

Referred to the Committee for Publick Claims to examine the ſame and report their opinion thereon to the Houſe

A Petition of the Upper Inhabitants of the pariſh of St *John* in the County of *King William*, praying that the ſd pariſh may be divided, being referr'd from the Governor & Council, Was Read and

Referr'd to the Committee for Propoſitions & Grievances to examine the ſame and report their opinion thereon to the Houſe.

Severall Claims from the Countys of *James City* & *York*, were preſented to the Houſe and referr'd to the Committee for publick Claims to Examine the ſame and report their opinion thereon to the Houſe.

A Claim of *John Brodnax* Keeper of the Country Goal was preſented to the Houſe and referr'd to the Committee for publick Claims to examine the ſame, and report their opinion thereon to the Houſe.

The Houſe being informed that the Bell to the Capitol Clock is removed

Upon a Motion

Ordered That *John Brodnax* attend to morrow morning to inform this Houſe by what Authority the Said Bell was removed.

The Houſe according to order proceeded to take into conſideration the Written Meſſage from the Governor & Council, And the ſaid Meſſage together with a letter to the Governor dated the 10th of *November* 1718, giving an acct of Severall Acts of Piracy lately committed on the Coaſt of this Colony, was read and thereupon

Reſolved That the ſeverall Rewards propoſed by the Governor & Council as an Encouragement for the taking of Pirates, be agreed to, and that a Bill be prepared accordingly.

Reſolved That the ſaid Bill be enacted for one year and no longer, And that it do not extend to Pirates take[n] further Southward than the Latitude of 34 or further Northward

ward than the Latitude of 39 or more than one hundred Leagues from the Land unleſs they be taken by any Ships or Veſſells belonging to the Provinces of *Virginia* or *North Carolina*.

Ordered That the Committee for Propoſitions & Grievances prepare & bring in the ſaid Bill

A Petition of the Lower Inhabitants of the pariſh of S^t *John* in the County of *King William*, Setting forth Reaſons againſt the petition of the Upper Inhabitants of the ſ^d pariſh. being referr^d from the Governor & Council, was read and

Referr'd to the Committee for Propoſitions & Greivances to examine the ſame and report their opinion thereon to the Houſe.

An Ingroſs'd Bill Entituled *An Act declaring who ſhall not bear Office in this Country* Was read the third time

Reſolved That the Bill do paſs

Ordered That M^r *Blair* M^r *Grymes* M^r *Stith* M^r *Johnſon* & M^r *Maſon* do carry the ſame to the Council and deſire their concurrence thereto

Then the Houſe Adjourned till Tomorrow morning 10 aclock

Saturday November the 15^th 1718

CLAIMS from the Countys of *New Kent* & *Glouceſter* being by the leave of the Houſe received were referr'd to the Committee for publick Claims to examine the ſame and report their opinion thereon to the Houſe

Ordered That the Houſe be called over on *Monday* next at twelve a clock

John Brodnax attending (according to order) was called in, and informed the Houſe that he delivered the Keys of the Capitol to M^r *Holloway*, and that the Bell belonging to the Clock was removed by M^r *Holloways* Negros and one *Richard King*, and then withdrew

Ordered That the bell be fortwith returned

Ordered That *John Brodnax* acquaint M^r *Holloway* with the ſ^d Order and return his anſwer to the Houſe on *Monday* next.

After which *John Brodnax* was called in again and demanded (by order of the Houſe) to give an account of the furniture belonging to the Capitol, Whereupon he anſwered that the Doors were broke open and the Chairs removed without his knowledge and then withdrew.

Ordered That M^r *Corbin* M^r *Blair* & M^r *Conway* be appointed to inquire what Furniture has been provided for the Capitol, what remains and in what Condition it is and that they report the ſame to the Houſe

Ordered That they have power to ſend for ſuch perſons & papers as they ſhall have occaſion off and that M^r *Pool* attend them as Clerk

Then the Houſe Adjourned till *Monday* morning 10 aclock

Monday November the 17^th 1718.

THE Houſe according to order was called over

Reſolved That M^r *Waters*, M^r *Floyd*, M^r *Robinſon* & M^r *Ewele*, be not admitted to take their places in the Houſe till they have given Reaſons for Abſenting themſelves from their Service in the Aſſembly.

M^r *Holloway* & M^r *Clayton*, according to order, layd their Accompts before the Houſe;

Ordered That the ſaid Accompts do ly on the Table

A Claim of *James Sheilds* for entertaining Indians, being by the leave of the Houſe recieved, was Referr'd to the Committee for Publick Claims to examine the ſame and report their opinion thereon to the Houſe.

A Petition of *William Cocke* Eſqr praying to be allowed for Iſſuing a Writt for Election of a Burgeſs

A Petition of *Chicheley Corbin Thacker* praying to be allowed as Clerk to the Secretary's Office till *October* laſt

Were Severally preſented to the Houſe and read

Ordered That the ſaid petitions be referr'd to the Committee for Publick Claims, & yt they examine the ſame and Report their opinion thereon to the Houſe.

Ordered That the Committee for Publick Claims be Revived.

The order being Read That *John Brodnax* return to this Houſe Mr *Hollowayes* Anſwer, He was called in, & acquainted the Houſe that Mr *Holloway* would obey their order, and then withdrew

Mr *Corbin* reported that the Committee for Propoſitions & Grievances had, according to order, prepared a Bill to encourage the apprehending of Pyrates, which he preſented to the Houſe and the Same was recieved and read the firſt time

Ordered That the ſaid Bill be read a ſecond time.

Mr *Corbin* alſo Reported That the Committee for Propoſitions and Grievances had had under their conſideration the petitions of the Upper & Lower Inhabitants of the pariſh of St *John* in the County of *King William*, and were come to a Reſolution thereon, which he read in his place, and delivered in at the Table, where the ſame was again read and agreed to with an Amendment *Viz*t

Reſolved That the ſaid petitions be referr'd to the conſideration of the next Seſſion of Aſſembly

Then the Houſe Adjourned till Tomorrow morning 10 aclock

Tueſday November the 18th 1718

THE Treaſurer, according to order, layd his Accompts before the Houſe

Ordered That Mr *Corbin*, Mr *Grymes*, Mr *Baylor*, Mr *Bolling* & Mr *Blair* do Inſpect and examine the ſaid Accompts together with the Accompts of Mr *Holloway* & Mr *Clayton*, and report their opinion thereon to the Houſe

A Petition of *John Armiſtead* of the County of *New Kent* Gent., praying to be enabled to ſell certain Intailed Lands on Settling other lands of which he and his Wife are ſeized in fee ſimple of greater value to the ſame uſes.

Reſolved That the ſaid petition be referr'd to the conſideration of the next Seſſion of Aſſembly.

Claims from the Countys of *Elizabeth City* & *Princeſs Ann*, being by the leave of the Houſe Received, Were Referred to the Committee for Publick Claims to examine the ſame and report their opinion thereon to the Houſe.

A Bill to encourage the apprehending of Pirates Was read the Second time and Committed

Mr *Corbin* reported from the Committee for Propoſitions & Grievances to whom the Bill to encourage the apprehending of Pirates was committed, that they had made ſeverall Amendments to the Bill, which they had deſired him to report to the Houſe, and which he delivered in at the Table, where the Same was Read, and agreed unto by the Houſe

Ordered That the Bill with the Amendments be Ingroſſed.

Upon the motion of Mr *Maſon* & Mr *Jenkins*, they have leave to go into the Country.

Then the Houſe Adjourned till tomorrow morning 10 a clock.

Wedneſday November the 19th 1718.

A BILL Entituled *An Act to encourage the apprehending of Pirates* Was Read the third time

Reſolved nemine contradicente

That the Bill do paſs

Ordered That the Committee of Propoſitions & Grievances do carry the ſaid Bill to the Council and deſire their concurrence thereto.

Mr

Mr *Corbin* reported that the perſons appointed had, according to order, examined the Treaſurers Accompts, and that they found the ſame to be true

A Meſſage from the Council that they have agreed to the Bill Entituled *An Act declaring who ſhall not bear Office in this Country* with an Amendment, to which they deſire the concurrence of this Houſe.

The ſaid Amendment was Read and agreed to by the Houſe.

Ordered That Mr *Blair*, Mr *Grymes*, Mr *Stith*, Mr *Johnſon* & Mr *Bolling* do carry the Bill to the Council and acquaint them that this Houſe hath agreed to the ſaid Amendment.

Reſolved That the Treaſurer give further Security in the Sum of Fifteen thouſand pounds, and that he be enabled to put out at Intereſt a Sum not exceeding ten thouſand pounds, and that a Bill be prepared accordingly.

Ordered That the Committee for Propoſitions & Grievances prepare & bring in the ſaid Bill

Ordered That the Treaſurer make Oath to his Accompts.

A Petition of *John Brodnax* praying a larger Allowance for keeping the County Goal & Capitol, being referr'd from the Governor & Council was Read

Reſolved That Ten pounds per annum be added to the Sallary of *John Brodnax* for keeping the Capitol

Ordered That Mr *Conway* Mr *Wyth*, Mr *Dangerfield*, Mr *Hardyman* & Mr *Hawkins* carry the ſaid Reſolve to the Council and deſire their concurrence thereto

Ordered That *John Brodnax* apply himſelf to Mr *Holloway* & Mr *Clayton* for Locks and other things neceſſary for ſecuring the doors and Windows of the Capitol.

Mr *Goodrich* reported from the Committee for publick Claims, that they had had under their conſideration the ſeverall matters to them referr'd and had prepared a Book of Reports thereupon, which they had directed him to report when the Houſe was Ready to receive it: And the ſame being received was read & agreed to by the Houſe with ſome Amendments

Upon a Debate the Queſtion was put

That the Sum of Three hundred pounds be allowed to *William Byrd* Eſqr appointed Agent to Solliçit the Affairs of this Colony in *Great Britain*,

Reſolved in the Affirmative, and

Ordered That the ſaid Allowance be added to the book of Claims

Ordered That the Allowances to the ſeverall Officers be added to the Book of Claims.

A meſſage from the Council that they have paſſed the Bill Entituled *An Act Declaring who ſhall not bear Office in this Country* as amended. And that they have agreed to the Bill to encourage the apprehending of Pirates with ſome amendments to which they deſire the concurrence of this Houſe

Then the Houſe Adjourned till tomorrow 10 aclock

Thurſday November the 20th 1718

THE Allowances to the ſeverall Officers added to the Book of Claims were read and agreed to by the Houſe

Ordered That the Committee for Publick Claims carry the Book of Claims to the Council and deſire their concurrence thereto.

Mr *Corbin* reported from the Committee appointed to inſpect the Treaſurers Accompts together with the Accompts of Mr *Holloway* and Mr *Clayton*, Severall matters which appeared to the ſd Committee *Viz*t.

That the Treaſurer hath entered a Memorandum, wherein he Says That Creditt is given for Mr *Henry Irwin*'s whole Account of Liquors & Slaves to witt One thouſand One hundred & Seventy eight pounds ten Shillings & two pence, But becauſe he is ſhort paid of the ſame, One hundred Eighty eight pounds nine Shillings & eleven pence deſires he may be allowed that Sum at his next reckoning, in caſe the ſaid *Henry Irwin* does not pay him before.

That

That by the Accompts of Mr *Holloway* & Mr *Clayton*, out of the moneys by them received & expended purſuant to the Act of Aſſembly there is due on ballance to the General Aſſembly the ſeverall & reſpective Sums following *Viz*t.

From *John Holloway* Eſqr the Sum of Thirty two pounds five ſhillings & ten pence

From *John Clayton* Eſqr the Sum of One hundred & three pounds eight ſhillings & one penny.

That there is a Warrant in the Treaſurers Accots to *John Holloway* Eſqr for two hundred pounds towards finiſhing the Governors houſe, and that the ſaid Committee did ſend to Mr *Holloway* and Mr *Clayton* for the Accompt of the diſburſements of the ſd Sum of two hundred pounds; and Mr *Clayton* returned the following Anſwer. That he had waited on the Governor for thoſe Accompts, And that his Honour told him, he did not expect to be called on for the ſd Accots, and therefore had not them ready.

The Treaſurer having made Oath to his Accompts, the ballance whereof due to the Country is Seventeen thouſand nine hundred ninety five pounds Sixteen ſhillings & three pence, The ſaid Accompts with a Duplicate paſſed the Houſe

Ordered That the Committee for publick Claims carry the ſd Accompts to the Council, and deſired [deſire] their Aſſent thereto.

Mr *Lawrence Smith* having taken the Oaths appointed by Law and ſubſcribed the Teſt, took his place in the Houſe

Mr *Merriweather* having obtained leave preſented to the Houſe an Addreſs to the King which he delivered in at the table, where the ſame was read.

Upon a motion the Queſtion was put

That the Houſe proceed to the immediate Conſideration of the Addreſs to the King

Reſolved in the Affirmative

The Houſe being informed that Inſtructions were prepared to the Agent of this Colony

Reſolved upon a motion,

That leave be given to preſent the ſaid Inſtructions.

Whereupon Mr *Merriweather* preſented to the Houſe a Writing Intuled Inſtructions to *William Byrd* Eſqr Agent for the Colony of *Virginia*

The Inſtructions were read

Then the Houſe proceeded to take into conſideration the Addreſs to the King, and after a debate, upon a motion

The Queſtion was put

That the firſt Paragraph of the ſd Addreſs be agreed to

Reſolved in the Affirmative. 22 Yeas & 14 Nays.

Then the Queſtion was put

That the Second Paragraph of the ſd Addreſs be agreed to

Reſolved in the Affirmative. 19 Yeas & 14 Nays

Then the Queſtion was put

That the third paragraph of the ſd Addreſs be agreed to

Reſolved in the Affirmative. 19 Yeas & 13 Nays

The Addreſs is as follows

To The Kings moſt Excellt Majeſty

The Humble Addreſs of the Houſe of Burgeſſes

May it pleaſe Your Majeſty

We Your Majeſtys moſt Dutifull & Loyal Subjects the Burgeſſes of your ancient Colony of *Virginia* now mett in Aſſembly having duly conſidered ſeverall Attempts of Your Lieutenant Governor towards the Subverſion of the Conſtitution of our Government, the depriving us of our ancient Rights & priviledges and many hardſhips which he daily exerciſes upon your Majeſtys good Subjects of this Colony, think we ſhould not diſcharge the Duty we owe to our Sovereign or the Truſt repoſed in us by our Conſtituents if we any longer forbear to lay them before your Sacred perſon

And

And therefore we humbly hope your Majeſty will be graciouſly pleaſed to receive ſome particulars from the Hon^ble *William Byrd* Eſq^r whome we have deſired to appear in behalf of your oppreſſed Subjects of this Colony being deprived of any other means whereby to make known to your Majeſty our juſt Grievances by our remote Scituation which misfortune we find greatly increaſed by being governed by a Lieutenant Governor, while the Governor in Chief reſides in *Great Britain*, to which we attribute many of the Difficultys we now labour under.

It is with great comfort we behold your Majeſty earneſtly employing your Self in the defence of the Libertys not only of your own Subjects, but of all *Europe*, and cannot doubt, that as your Goodneſs & Mercy are already extended to us in many particulars, So we ſhall find its happy Influences in the Redreſs of theſe our Grievances which we are bound in the moſt Supplicant manner to implore in Such a way as may be moſt agreeable to your known Wiſdom & Juſtice.

Ordered That the Speaker do now Sign the ſaid Addreſs

M^r *Merriweather* preſented to the Houſe two fair copys of the ſaid Addreſs which were received.

Ordered That M^r *Corbin* M^r *Merriweather* & M^r *Conway* do examine the ſaid copys with the Original.

M^r *Corbin* reported that the Copys of the Addreſs to the King were examined and did agree with the Original.

Ordered That the Speaker do now Sign the ſaid Copys.

Reſolved That the Speaker be deſired to tranſmitt to *William Byrd* Eſq^r Agent for this Colony the ſaid Addreſs to the King with a Duplicate

The Houſe proceeded to take into conſideration the ſ^d Inſtructions to the Agent which were again read and

A Debate ariſing thereupon

Upon a motion The Queſtion was put

That the Debate be Adjourned till to morrow

Reſolved in the Affirmative

M^r *Corbin* reported from the Committee appointed to Enquire what furniture has been provided for the Capitol what remains and in what Condition it is, Severall matters relating thereto, which the ſaid Committee had directed him to report, and which he delivered in at the Table.

Ordered That the ſaid Report do ly on the Table.

M^r *Corbin* reported that the perſons appointed had according to Order prepared a Bill Impowering the Treaſurer of this Colony to put out at Intereſt a Summ not exceeding Ten thouſand pounds now in this hands, which he preſented to the Houſe, and the ſame was received and read the firſt time

Ordered That the ſaid Bill be read a ſecond time.

Then the Houſe Adjourned till to morrow morning 10 aclock.

Friday November the 21^ſt 1718.

THE Houſe proceeded to take into conſideration the Amendments propoſed by the Council to the Bill Entituled *An Act to encourage the apprehending of Pyrates*

The Amendments were read and agreed to by the Houſe

Ordered That the Committee for Propoſitions & Grievances do carry the Bill to the Council and acquaint them that this Houſe hath agreed to the ſaid Amendments.

Ordered That the Committee for Elections & priviledges be revived.

A Petition of *Henry Howard* Sherif of *York* County, praying that a Goaler may be appointed to keep the Publick Goal built for Debtors committed by proceſs of the Generall Court, and that a Sallary may be ſettled for the ſame, was Read

Reſolved That the ſaid petition be rejected

A Bill impowering the Treaſurer of this Colony to put out at Intereſt a Sum not exceeding Ten thouſand pounds now in his hands was read a Second time, and Severall Amendments made therein.

Ordered That the Bill with the Amendments be Ingroſſed

The Houſe reſumed the Adjourned Debate on the Inſtructions to *William Byrd* Agent for this Colony

The ſaid Inſtructions containing Articles againſt the Lieutenant Governor were read in the words following

Inſtructions to *William Byrd* Eſq^r^ Agent for the Colony of Virginia

1 To preſent to his Majeſty as ſoon as conveniently you can, the Addreſs of this Houſe, and at the ſame time to lay before His Majeſty in the beſt manner you can the following particulars againſt the Lieu^t^ Governor, and to the utmoſt of your power endeavour his Removal.

2 That he hath by a ſiniſter Conſtruction of our Laws as much as in him lay perverted many of them, particularly that, for ſettling the Titles and bounds of Lands, which makes it a Condition of the patents, that they are to forfeit them if they fail three years of paying their Quitt Rents, which he hath endeavoured to extend to lands granted before that Law, which have no ſuch Condition in their patent or Grant.

3 His Conſtruction of the Law for finiſhing the Governor's houſe, whereby he laviſhes away the Country's money contrary to the intent of the Law, and even beyond what the words of the Law will bear, and hath hitherto refuſed any Redreſs therein

4 That he inſiſts upon his having a Right of Patronage and hath preſented and Inducted Miniſters contrary to our Law, and contrary to S^r^ *Edward Northeys* opinion upon our Laws

5 That he endeavoured to deter the Juſtices of the Country from levying the Burgeſſes Sallary Settled by Law.

6 That contrary to Inſtructions he appointed *George Walker* a known *Quaker* to execute the Office of Naval Officer in the Lower Diſtrict of *James* River

7 That notwithſtanding he hath frequently talkt of great danger the Country was in, yet he hath intirely neglected the Militia having given no Commiſſion to any Officer ſince the King's Acceſſion to the Throne

8 That he hath refuſed to paſs Severall Laws after their paſſing both houſes, which were not contrary to any known Inſtruction nor relating to Trade.

9 That he hath by provoking Speeches & Meſſages abuſed the Houſe of Burg^s^ and thrown undeſerved Reflections upon them to vindicate himſelf

10 That he hath without conſent of the Council appointed new Judges to try free Subjects for their Lives.

11 That he hath condemned a perſon unheard.

12 That if any man falls under his diſpleaſure his Lawyers are diſcouraged, that it is difficult to get one to undertake a Cauſe for them.

13 You are likewiſe deſired to repreſent to His Majeſty the Inconveniences that attend this Plantation's being governed by a Lieutenant while the Governor in Chief reſides in *England*, and if poſſible to obtain Redreſs therein.

14 And alſo you are to repreſent to his Majeſty, that this Country hath no way to repreſent its Grievances but by an Agent, That we Seldom Complain but when much oppreſt by our Governor, in which caſe the Governor will never conſent to the paying an Agent for his trouble and neceſſary diſburſements: Wherefore you are to endeavour to obtain an Inſtruction to our Governor to conſent to any ſuch neceſſary payment when the Houſe of Burgeſſes ſhall ſee meet.

Upon a motion

Reſolved That the conſideration of the firſt Article be referr'd till the other Articles are conſidered.

Upon conſideration of the Second Article, the houſe agreed to the ſame with an Amendment

And

And upon conſideration of the third Article, The Houſe agreed to the ſame.

Then the Queſtion was put on the fourth Article

That the ſame be agreed to

It paſſed in the Negative

And upon conſideration of the fifth Article the Houſe agreed to y^e^ ſame.

And upon conſideration of the Sixth & ſeventh Articles the ſame were diſagreed to by the Houſe

Then the Queſtion was put on the eighth Article

That the ſame be agreed to

It paſſed in the Negative.

Then an Amendment was made to the ninth Article and

The Queſtion put thereupon

That the ſame be agreed to

Reſolved In the Affirmative

And upon conſideration of the 10^th^, 11^th^, 12^th^, & 13^th^ Articles, The ſame were diſagreed to by the Houſe

And upon conſideration of the 14^th^ Article, The Houſe agreed to the ſame with an Amendment

And upon conſideration of the firſt Article, One Amendment was made therein, and agreed to by the Houſe.

The ſaid Inſtructions as amended & agreed to by the Houſe are as follow

Inſtructions to *William Byrd* Eſq^r^ Agent for the Colony of *Virginia*

1 To preſent to his Majeſty as ſoon as conveniently you can the Addreſs of this Houſe, and at the ſame time to lay before his Majeſty in the beſt manner you can, the following particulars againſt the Lieutenant Governor

2 That he hath by a miſconſtruction of our Laws as much as in him lay perverted many of them particularly that for Settling the Titles & bounds of Lands which makes it a condition of the Patents, that they are to forfeit them if they fail three years of paying their Quitt Rents, which he hath endeavoured to extend to Lands granted before that Law, which have no Such Condition in their Patent or Grant.

3. His Conſtruction of the Law for finiſhing the Governors houſe, whereby he laviſhes away the Countrys money, contrary to the intent of the Law, and even beyond what the words of the Law will bear, and hath hitherto refuſed any Redreſs therein.

4. That he endeavoured to deter the Juſtices of the Country from levying the Burgeſſes Salary Settled by Law.

5. That he hath by provoking Speeches & Meſſages abuſed the Houſe of Burgeſſes, and thrown undeſerved Reflections upon them.

6. And alſo you are to repreſent to his Majeſty that this Country hath no way to repreſent its Greivances but by an Agent; That we ſeldom complain but when much oppreſt by our Governor, in which caſe the Governor will hardly be prevailed with to conſent to the paying an Agent for his trouble and neceſſary diſburſements; wherefore you are to indeavour to obtain an Inſtruction to our Governor to conſent to any ſuch neceſſary payment when the Houſe of Burgeſſes ſhall ſee meet

Upon a motion

The Queſtion was put

That it be an Additional Inſtruction to M^r^ *Byrd* not to repreſent any other matter againſt the Lieu^t^ Governor, than what is contained in the ſ^d^ Inſtructions

It paſſed in the Negative.

Ordered That the Clerk deliver three fair Copys of the ſ^d^ Inſtructions to the Speaker to-morrow

A meſſage from the Council that they have paſſed the Bill Ent^d^ *An Act to encourage the apprehending & deſtroying of Pirates*, as amended And alſo that they have agreed to the Reſolve of this Houſe relating to *John Brodnax*'s Additional Sallary with an Addition

The ſaid Addition was read and agreed to by the Houſe.

Ordered

Ordered That the Clerk deliver to Mr *Speaker* two Copys of the Journal of this meeting, which he is desired to transmitt to the Agent

Then the House Adjourned till tomorrow morning 10 aclock.

Saturday November the 22d 1718

ORDERED That the Clerk deliver to Mr *Merriweather* Copys of such papers relating to the Addres & Instructions, out of the Office of the House of Burgesses, as he shall have occasion of, to make out the charge against the Lieutenant Governor.

Upon a motion

Resolved That the words [against the Lieut Governor] be added to the end of the first Article of the Instructions

Ordered That the Clerk do now add the same

The House being informed that Mr *Henry Irwin* hath paid the Sum of one hundred eighty eight pounds nine shillings & Eleven pence mentioned in the Report of the Committee to whom it was referr'd to examine the Treasurer's Accompts.

Upon a motion

Resolved That the Treasurer have leave to withdraw his Memorandum relating to the sd Mr *Henry Irwin.*

A Memorial of *John Brodnax* proposing Severall matters concerning Negros committed to the Publick Goal, whose Masters are not known, being referr'd from the Governor & Council was read

Resolved That the said Memorial be considered on *Monday* next

Mr *Eskridge* reported from the Committee for Elections & priviledges, that they had had under their consideration the Return of the Writt for election of a Burgess to serve in this present Generall Assembly for the County of *York* in the room of *James Burwell* decd and were come to a Resolution thereupon, which they had directed him to report, and which he read in his place and delivered in at the Table.

And the same was again read and agreed to by the House *Viz*t

Resolved That Mr *Lawrence Smith* is duly returned a Burgess to Serve in this present Generall Assembly for the said County of *York.*

An ingross'd Bill Entituled *An Act for Impowering the Treasurer of this Colony to put out at Interest a Sum not exceeding Ten thousand pounds now in his hands.* Was read the third time

Resolved That the Bill do pass.

Ordered That the Committee for Propositions & Grievances do carry the said Bill to the Council and desire their concurrence thereto

Then the House Adjourned till *Monday* morning 10 aclock.

Monday November the 24th 1718.

A WRITTEN message from the Governor by Mr *Robertson*

Mr Speaker and Gentlemen of the House of Burgesses,

Your proceedings for these two days passed have been so extraordinary and mannaged in so thin a house that I think it highly necessary before his Majesty be troubled or the Publick Treasury of the Colony burthened that the Sentimts of the whole Representatives of the people should be first known in a matter wherein the Kings Service and the Reputation of your Country as well as the Interest of your Governor is so greatly concerned.

As I am well satisfyed that many of your absent Members did not expect any such proceedings nor would have concurred in these measures, I therefore take occasion to let

let you know that as ſoon as you have Summoned all your Members to attend and have got together a full houſe, I ſhall lay before you & fully explain ſome matters which ſeem to have been miſunderſtood by the greater part of your Houſe, and which I am perſwaded will ſerve to vindicate my ſelf from the charge laid againſt me, and the Country from the Imputation of being a diſcontented people. In the mean time I deſire you to proceed to ſome determinations on the Accounts of the Governors houſe which were laid before you Six months ago, That if any objection to the particular Articles ſhould be the occaſion of your not paſſing them in form, the ſame may be examined now while the perſons concerned, are alive and preſent who can beſt anſwer your doubts. And I deſire you will not be diverted by the Artifices of thoſe who have miſreported to you my Anſwer to the meſſage ſent me by Mr *Clayton* relating to thoſe Accounts

A Spotſwood

Ordered That Mr *Digges* Mr *Grymes* & Mr *Goodrich* do examine ſuch Bills as are Inrolled.

Ordered That the Meſſenger attending this Houſe do Summon Such of the Members as are in Town to attend the Service of the Houſe immediately.

Mr *Digges* reported that the perſons Appointed had examined the ſeverall Inroll'd Bills, and that the ſame were truly Inrolled.

Upon a motion

The Houſe was called over

Then the Houſe proceeded to take into conſideration the Governors Meſſage And the ſame was read.

A Debate ariſing thereupon. And the Houſe being informed that Mr *Ewele* attended at the door, and deſired leave to take his place in the Houſe

Upon a motion

Reſolved That the Debate be Adjourned

Mr *Ewele* was called to the Bar, and having given Reaſons for abſenting himſelf from the Service of the Houſe

Reſolved That he be admitted to take his place in the Houſe

The Houſe being informed that Mr *Robinſon* is dangerouſly ill, & that bad Weather for ſome time paſt might have prevented Mr *Waters* & Mr *Floyd* coming over the Bay.

Reſolved That their Abſences be excuſed

Then the Houſe reſumed the Debate on the Governor's meſſage

And thereupon

Reſolved That all the abſent Members be excuſed.

Reſolved That an Addreſs be prepared to the Governor in anſwer to the ſd Meſſage.

Ordered That the Committee of Propoſitions & Grievances prepare the ſame

Ordered That the ſaid Committee be revived.

A meſſage from the Council that they are ſatisfyed the Bill Entd *An Act to encourage the apprehending & deſtroying of Pirates*, was truly Inrolled

A meſſage from the Governor by Mr *Robertſon*

Mr Speaker

The Governor commands the immediate Attendance of this Houſe in the Council Chamber

Accordingly Mr *Speaker* with the Houſe went up to attend his Honour, And being returned

Mr Speaker reported that his Honr had been pleaſed to give his Aſſent to the following Bill *Viz*

An Act to encourage the apprehending & deſtroying of Pirates

A Petition of *Thomas Jones* in behalf of himſelf and the reſt of the Members of the late *Virginia* Indian Company, praying to be repay'd the Expences of maintaining the Indian Hoſtages and Guard at *Chriſtanna* according to a Reſolve of the laſt Seſſion, and alſo that this Houſe would further conſider the Accounts of the ſaid Company, being referr'd from the Governor & Council, Was read.

Reſolved

Refolved That the ſaid petition be referr'd to the conſideration of the next Seſſion of Aſſembly.

A Petition of *John Holt* praying to be enabled to rebuild a Bridge over a Creek which divides *Hog* Iſland from the mainland, being referrd from the Governor & Council, Was read

Refolved That the ſaid Petition be Rejected

Then the Houſe Adjourned till tomorrow morning 10 aclock.

Tueſday November the 25th 1718

A WRITTEN meſſage from the Council

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

Amongſt the Claims of *Elizabeth City* County, The Council obſerve that your Houſe hath diſallowed that of *John Dun* for conveying *William Howard* a Pyrate to the Publick Goal which they concieve to be a Service as fitt to be rewarded as the conveying of any other Criminal, And therefore propoſe that the aforeſaid Claim be allowed; and for the ſame reaſon they alſo propoſe your allowing the Claim of *John Jones* of the ſame County, who was impreſſed for the guard of the ſaid *William Howard.*

As to the Claim of *David Davis* for guarding Capt *Forbes*'s man to *Williamſburgh* The Council think it neceſſary to acquaint you that thoſe men were taken up on Suſpicion of Piracy, and brought before the Governor in order to an Examination; and if thoſe who execute the Order of the Government on ſuch extraordinary occaſions are to have no Allowance for their trouble It will be a great diſcouragement to the Securing ſuch Criminalls

The Council cannot concieve the Reaſon of your diſallowing the Claim of *John Brodnax* of *York* County for ninety five pounds of tobacco being for the Dyet of the Pyrate in priſon, becauſe in their opinion the Law intended that all Criminals committed to the publick Goal ſhould be Subſiſted there at the publick charge; And as it cannot be denyed but the bringing Pyrates to Juſtice is as neceſſary for the publick good as any other Criminal whatever. The Council do propoſe that this Claim be alſo allowed before they give their Concurrence to the Book of Claims

The Houſe proceeded to the conſideration of the ſaid Meſſage and the Same was read

Refolved That this Houſe doth diſagree to the Amendments propoſed by the Council in the ſaid Meſſage, to the Book of Claims

Ordered That the Committee of Claims do acquaint the Council that the Houſe hath diſagreed to the ſaid Amendments.

A Petition of *Miles Cary* Setting forth his Indiſpoſition, and praying that *Richard Cary* his Son may be admitted to officiate as Clerk of the Commtee of Publick Claims, till he ſhall be able to attend himſelf.

Refolved That the ſaid *Richard Cary* be admitted accordingly

Ordered That a Copy of Mr *Corbins* Report, relating to the Accompts of the Governor's houſe be ſent to Mr *Clayton* and delivered by Mr *Bouſh* & Mr *Goodrich*, and that he be deſired to return an Anſwer in Writing whether the Governor's Anſwer to the Meſſage Sent him by the Committee appointed to examine the ſaid Accots be truly reported.

Mr *Corbin* reported that the perſons appointed had (according to order) prepared an Addreſs to the Governor which he read in his place, & delivered in at the Table, where the ſaid Addreſs was agaid Read and agreed to by the Houſe with an Amendment and is as follows.

To the Honble Alexander Spotſwood *His Majeſties Lieutenant Governor of* Virginia

The humble Addreſs of the Houſe of Burgeſſes

May it pleaſe Yor Honr.

We his Majeſtys moſt Dutifull and Loyal Subjects and Burgeſſes aſſembled, having taken into conſideration Yor Honrs Meſſage wherein you are pleaſed to mention ſome extraordinary

extraordinary proceedings managed in a thin houſe beg leave to inform Yor Honour that however extraordinary they are in their nature, there doth not appear to this Houſe any irregularity in their proceedings; And as nothing but a juſt Senſe of our Duty to our Sovereign and Country did induce us to undertake them, So we did not apprehend any Stop could have been given to them by a fuller Houſe but on the contrary have good Reaſon to think the ſame Votes would have paſſed wth a greater Majority

We alſo aſſure Yor Honr that upon receipt of Yor Meſſage We called over the Houſe and find that four Members from the Eaſtern ſhore could not be here thô they had endeavoured it, that two of our Members are in *England*, two others had leave to be abſent about buſineſs, and that four others were detained by ſickneſs, one Member in the Houſe declined to give his Vote, and two Members then in Town came not in time to the Houſe.

Your Honour having refuſed to aſſent to So many Laws which at a great charge to the Country had been prepared laſt Seſſion made us of Opinion that the greateſt Service we could do the Country, was to make this Seſſion at ſhort as poſſible; Wherefore we went upon no Laws but ſuch as we were informed were agreeable either to your Inſtructions or inclinations: and having finiſhed thoſe We hope Yor Honr will not think fitt to detain us any longer, it being inconſiſtent with the practice of Aſſemblys as well as Parliaments, to enter into the debate of any matter already determined.

The Accounts you deſire us to examine & paſs in forme, being part of our Complaint to His Majeſty, We think it not proper to conſider them any further till his Royal pleaſure be known therein

Ordered That the ſaid Addreſs be fairly tranſcribed.

Upon a motion, The Queſtion was put

That the ſaid Addreſs be preſented by the whole Houſe

Reſolved in the Affirmative

Ordered That the Committee for Propoſitions & Grievances wait upon his Honr to know when he will be attended with the ſaid Addreſs

Reſolved That the Memorial of *John Brodnax* referr'd to be conſidered yeſterday be referr'd to the conſideration of the next Seſſion of Aſſembly.

And then the Houſe Adjourned till Tomorrow morning 10 aclock

Wedneſday November 26th 1718.

ORDERED That the Speaker Sign the Addreſs of this Houſe to the Govr

A Meſſage from the Council that they have paſſed the Bill Entitd *An Act for impowering the Treaſurer of this Colony to put out at Intereſt a Sum no exceeding Ten thouſand pounds now in his hands*, wthout any Amendment.

That they have paſſed the Treaſurers Accompts, to which the Govr has ſigned his Aſſent

That they are Satisfyed the Bill Entituled *An Act Declaring who ſhall not bear Office in this Country*, is truly Inrolled.

And alſo that they do not inſiſt on the Amendments propoſed by them to the book of Claims, but that they have agreed to the ſaid Book as the ſame was prepared by this Houſe.

Ordered That the Committee for Publick Claims carry the book of Claims to the Governor; and deſire his Aſſent thereto.

A Petition of *Henry Hayward*, Setting forth Reaſons for appointing a Goaler to keep the Country Goal built for Debtors, and praying that one might be appointed, and a Sallary eſtabliſhed, or that the Sherif of *York* for the time being might have an yearly Allowance proportionate to the Expence & hazard of keeping the ſame, being referr'd from the Governor & Council Was read

Reſolved That the ſaid petition be rejected

Mr

Mr *Goodrich* reported that the perſons appointed had (according to order) waited on the Governor with the Book of Claims, and deſired his Honrs Aſſent thereto, and that he was pleaſed to anſwer, he would take time to conſider it

Upon a motion made

Reſolved That Mr *Grymes* be appointed Chairman of the Committee for Propoſitions Grievances in the abſence of Mr *Corbin*.

Mr *Grymes* reported that the Committee for Propoſitions & Grievances had, according to order, waited on the Governor at his Houſe, to know when his Honr would be attended by this Houſe with their Addreſs, And that he was pleaſed to return the following Anſwer

I am glad to find your Houſe is to bring their Anſwer to my Meſſage, And to the end the Town may ſee what a Grand Retinue of Accuſers yor Speaker may have along with him, I appoint this place to receive it Tomorrow morning at Ten aclock

Mr *Marable* moving for leave to be abſent To morrow,

The Queſtion was put

That Mr *Marable* have leave to be abſent tomorrow from the Service of the Houſe

It paſſed in the Negative

Ordered That the Houſe be called over to morrow morning & nothing to Intervene

Reſolved That the Houſe be Adjourned till Tomorrow morning nine aclock

And the Houſe was accordingly Adjourned.

Thurſday November the 27th 1718

THE Houſe according to order was called over.

Reſolved That the Abſent members be excuſed

Mr *Speaker* with the Houſe went to attend the Governor with their Addreſs, and being returned acquainted the Houſe, that he had preſented the ſaid Addreſs to the Governor and that his Honr was pleaſed to ſay he would ſend his Anſwer in Writing

A written meſſage from the Governor by Mr *Robertſon*

Mr Speaker and Gentlemen of the Houſe of Burgeſſes,

I have peruſed the book of Claims ſent by yor Houſe for my Concurrence and am very deſirous the publick Creditors ſhould be duly paid for their Services done their Country; and as during my adminiſtration I have never denyed to paſs any one Claim, which was either directed by Law authorized by Cuſtom or which could be interpreted for the publick Service, So on the other hand, I claim it as a Right due to the Kings Governor, as well to propoſe reaſonable Allowances to be made in the Book of Claims as to reject ſuch Articles as are unjuſt in themſelves, or brought in, contrary to former Practice.

There are in this Book of Claims two things, wherein I cannot concur with you.

Firſt I cannot agree that the charge of committing to the publick Goal and Subſiſting therein a Pyrate tryed & condemned before yor late Act, is not a Country charge; becauſe I cannot perceive the difference between Pyrates & other Criminals, the charges of whoſe impriſonment are conſtantly paid by the Publick; it being at leaſt as neceſſary that ſuch Offenders ſhould be brought to puniſhment as any others. And therefore I propoſe that the ſmall Expence which has ariſen by the Committment & Impriſonment of *William Howard* the Pyrate and the taking up Capt *Forbes*'s men, who were alſo ſuſpected of Pyracy, and (thô there was then no proof againſt them) have been ſince diſcovered to be real Pyrates may be allowed in the book of Claims. Nevertheleſs, if you do inſiſt on yor diſallowance of thoſe Claims. I ſhall rather chuſe to pay the ſame myſelf than to put the Country to a far greater charge in ſpending time to convince you of the Juſtice of diſcharging this Debt: but with this Expreſs Condition that my Aſſent to any other part of the Book of Claims ſhall not be taken as a precedent for

diſallowing

diſallowing the like demands for the future, Seeing former Aſſemblys have thought fitt to defray charges of the like nature.

In the next place, I cannot agree to the Article of £300 to Mr *Byrd* as Agent for this Colony for the following Reaſons.

1. Becauſe I cannot allow a perſon to be Agent for this Colony (as yor Book of Claims denominates Mr *Byrd*) who is only appointed by a Vote of your Houſe, without the concurrence of the other Members of the Legiſlative power.

2. Becauſe I know no Service he has done, nor is any Service mentioned in yor Book of Claims to entitle him to ſo conſiderable a Reward: For as nothing has ever been allowed in that book, but as a Reward for Services performed, I'm confident you cannot make appear that he has done any one thing to deſerve this Allowance, If this Gratification of yours be for preſenting to his Majeſty the Addreſs of yor laſt Seſſion, ſhould I give my Aſſent thereto, I ſhould act, as you have done, expreſſly contrary to the declared Sentiments of my Sovereign which has appointed all ſuch Petitions & Addreſſes to be tranſmitted by the hands of your Governor, and has condemned as Irregular the preſenting the ſame by particular Agents choſen by either Houſe of Aſſembly; and this Yor Houſe was not ignorant of, at the time you appointed Mr *Byrd* to be yor Agent.

3. As I was ready to have tranſmitted to His Majeſty the Addreſs of Yor late Seſſion, had you deſired me, So I am now ready to tranſmit the Addreſs of this Seſſion together with yor Articles thô they contain a Charge againſt myſelf, and that without any Expence to the Country: and I believe it will be as agreeable to his Majeſty to receive the Addreſſes of his Subjects of *Virginia* by the hands of Collo *Blakiſton*, whom his Majeſty has allowed to be Agent for this Colony as from the Honble Wm *Byrd* (as you call him) whom you have thought fitt to chuſe and give the Appellation of Agent for *Virginia*

4. All Claims allowed to be conſidered in yor book, are either directed by Law, or authorized by ancient Cuſtom, but this Article to Mr *Byrd* is warranted by neither. Former Houſes of Burgeſſes have frequently nominated Agents and given Recompences for their Services: but no ſuch have ever been admitted into the Book of Claims. The uſual way of gratifying ſuch Agents having been till now, either by eſtabliſhing their Sallary by Law, or aſcertaining their Allowance by a Reſolve: To either of which the other parts of the Legiſlature might ſignify their Aſſent to [or] Diſſent without drawing the juſt Claims of other Publick Creditors into controverſy with a matter entirely forreign thereto. Thus the Wiſdom & honeſt Simplicity of your Anceſtors always Separated the lawfull & undiſputed Claims of the people, from any thing of a different nature which might clogg their paſſing. And therefore as this Allowance to Mr *Byrd* is without precedent, and that no one Inſtance can be given ſince the Settlement of the Colony of any ſuch Allowance to an Agent being added to the Book of Claims I cannot give my Aſſent to that Article

5. As it is one Article of yor Charge againſt Yor Governor, that he will hardly be prevailed with to yield to the paying an Agent to proſecute a Complaint againſt himſelf And thereupon you have directed Mr *Byrd* to obtain an Inſtruction from the King to oblige the Governor to conſent to any ſuch payment when Yor Houſe ſhall ſee meet: I think it is thereby very plain that you have aforehand beſpoke my Diſſent to Yor Agents Allowance, and that you have likewiſe appealed to His Majeſty: And therefore it would be unfitt for me to anticipate his Matys determination in a point which will come in Judgment before him, whether I aſſent to this Article of your Claims or not.

Having thus laid open the Reaſons why I cannot conſent to the Allowance to Mr *Byrd* in the manner you have brought it in: I now tell you that I am ready to give my Aſſent to all the other Articles in the Book of Claims: And for that one Article in diſpute I propoſe it may be left to his Majeſtys Determination, Or if you are unwilling to expunge it out of your Book of Claims, I will even paſs That too with this Proviſo that no Warrant or Order ſhall iſſue for the payment thereof till His Majties pleaſure be known therein; and with this Protection that the ſuffering the ſaid Article to ſtand in the Book

of

of Claims ſhall not be a precedent hereafter, for either Houſe of Aſſembly to inſert any ſuch Allowances or Claim not warranted by Law or former Practice in any future Book of Claims

If you refuſe this offer, it will then appear to the Country whoſe fault it is that the Book of Claims hath not paſs'd and that the Publick Creditors are left unpaid, And this Houſe of Burgeſſes will remain to Poſterity as the firſt that ever made the payment of the juſt demands of the people to depend on the gratification of one particular Favourite of their own

November the 27th 1718 *A Spotſwood.*

The Houſe proceeded to the conſideration of the ſd Meſſage, And the ſame was read, and

After a Debate

Two Queſtions were propoſed to be put

That the Allowance of three hundred pound to Mr *Byrd* added to the Book of Claims be expunged, and

That the Book of Claims as the ſame has paſt this Houſe & the Council, be adhered to

And after a previous Queſtion

The Queſtion was put

That the Book of Claims as the ſame has paſt this Houſe and the Council, be adhered to

Reſolved in the Affirmative 21 Yeas & 15 Nays

Reſolved That a meſſage be prepared to the Governor on the ſaid Reſolve

And a Meſſage was accordingly prepared and agreed to by the Houſe as follows.

To the Honble Alexander Spotſwood *his Majeſties Lieutent Governor & Commander in Chief of this Dominion*

May it pleaſe Your Honour

The Houſe of Burgeſſes having had under their conſideration the Written Meſſage ſent to them by Yor Hont. on this day beg leave to inform Yor Hont. that they do adhere to the Book of Claims as the ſame has paſſed this Houſe & the Council, and do deſire Yor Honrs concurrence thereto as uſual

Ordered That the ſaid Meſſage be fairly tranſcribed and ſigned by the Speaker, and that the Committee for Publick Claims do carry the ſame to the Governor

Mr *Bouſh* reported that the perſons appointed had, according to order delivered to Mr *Clayton* a copy of Mr *Corbins* Report relating to the Accounts of the Governor's houſe, and deſired him to return an Anſwer in Writing, whether the Governors Anſwer to the Meſſage Sent him by the Committee appointed to examine the ſaid Accots be truly reported, and that Mr *Clayton* had given him a Writing wherein was contained his Anſwer to that matter which he delivered in at the Table where the ſame was read

Ordered That the ſaid Anſwer do ly on the Table

A Meſſage from the Governor by Mr *Robertſon*

Mr *Speaker*

I am commanded by the Governor to return to this Houſe the book of Claims, and to acquaint you that His Hont has aſſented to all the Articles in the ſaid Book, except thoſe mentioned in his meſſage of this day.

The words of the Governors Aſſent were read and are as follows

November the 27th 1718

I do aſſent to all the Articles in this Book of Claims Except ſo far as concerns my concurrence to the diſallowance of the Claims for the Committment of the Pyrate, and accept that Article of three hundred pounds to the Agent, To which I do diſſent for the Reaſons mentioned in my meſſage ſent this day to the Houſe of Burgeſſ[a]

A Spotſwood.

Reſolved That the ſame be Conſidered tomorrow

Then the Houſe Adjourned till Tomorrow morning 9 aclock

Friday

Friday November the 28th 1718

RESOLVED That Mr *Hall* have leave to go into the Country

The Houſe proceeded to take into conſideration the Governor's Exception to the Book of Claims

And after a Debate, Upon a motion

The Queſtion was put

That a Committee be appointed to proportion the Publick Levy on the Book of Claims reported this Seſſion

It paſſed in the Negative 25 Nays & 12 Yeas

A Committee was appointed to proportion the Publick Levy on the Book of Claims reported the laſt Seſſion *Viz*t

Mr *Eskridge*

Mr *Bolling*.....Mr *Conway*

Mr *Goodrich*.....Mr *Buckner*

Ordered That the ſaid Committee prepare & bring in a Bill for raiſing the Publick Levy.

A written Meſſage from the Governor by Mr *Robertſon*

Mr Speaker and Gentlemen of the Houſe of Burgeſſes,

The Addreſs you delivered me yeſterday contains many things to which I have juſt exceptions; but when I conſider how many well meaning men have been drawn unwarily to give their Votes to what they do not approve, and are now tyed down by that ſudden & precipitate Act, I ſhall waive at preſent the Reflections I might with Juſtice make on your proceedings, which however regular they may ſeem to the Contrivers, I am perſwaded will appear in a different Light to all whoſe Eyes are not blinded by prejudice and whoſe Judgments are unbyaſſed

The world will judge whether a juſt Senſe of Duty to Yor Sovereign could be the only Motive for Yor framing a Charge agt his Repreſentative for promoting his Majties Service: And whether you have acted for the honour of your Country in drawing up in an unuſual Manner a General Accuſation againſt yor Governor, which cannot be made out by any of the Articles of your charge, admitting them to be true, as it is evident they are not.

I ſhall only obſerve upon the account you give of the Abſence of Yor Members, that when you brought in yor Charge, your Houſe was thinner than at any other time during this Seſſion, and ſome who were not in the Secret were told before they went out of Town, that nothing more would be tranſacted than only laying the Levy.

And as to my refuſing any Law which you had prepared laſt Seſſion 'Tis well there are ſworn Officers to enter your Governors Speeches in Aſſembly, and whoever reads mine upon your Adjournment & Prorogation will find a plain Contradiction to this Aſſertion of Yours. and ſome who know how you have employed your ſitting this Seſſion, will ſay that the tenth part of the time which you Spent in enquiring after a few Leather Chairs & braſs Sconces, might have ſerved for compleating the Bills you had begun upon; and even Sufficient time found for preparing matters to have an Orderly Tryal in an Affair of ſo high conſequence as a Charge againſt yor Governor and Lieutenant Governor

The Treatment I have mett in relation to the Accounts of the Govrs Houſe, will aſtoniſh all Mankind, but thoſe who have occaſioned that proceeding of yours. When you asked for the late Accots of that Building I ſent a meſſage to yor Committee that I expected yor Houſe would examine & paſs thoſe which had remained ſo long before you. ere you took the trouble of inſpecting new ones. Your Committee man aſſured the Gentn who delivered this meſſage that the ſd Accompts were Actually paſſed. And then he reports to your Houſe only one part of what had been told him, without mentioning at all the reaſons for not troubling you with new Accounts at this time. Upon which a Charge is formed againſt me, And now you Say theſe Accompts muſt be left

to

to his Majᵗⁱᵉˢ determination. It is ſtrange Doctrine & irreverently trifling with Majeſty, to expect that your Sovereign ſhould examine a thouſand pound Accompts wherein there may be above five hundred Articles, when you will not find leiſure to conſider the ſame, nor do me Juſtice to point at the Articles againſt which you object. But Seeing ſo many vile Aſperſions Spread abroad, as if I had defrauded the Country in ſome Articles of thoſe Accounts, I do inſiſt that thoſe particulars be forthwith declared, that I may have the opportunity of vindicating my Reputation

In fine Gentⁿ I am ſo confident of the unreaſonableneſs of every Article of Yoʳ Charge againſt me, and ſo well aſſured of his Majeſty's great Juſtice. That I make this Offer *Vizᵗ*. Let my Accuſers lay down a thouſand pounds, I will depoſite the like Sum in the hands of any indifferᵗ Perſon and let the whole go with the Merits of the Cauſe. This I think muſt be allowed a Reaſonable propoſal both in regard to your Country & to my ſelf. For as your Houſe have owned very lately the happy & flouriſhing Condition of this Colony, and it being undeniable that no one Greivance has been brought before you this Seſſion to be the ground of Yoʳ Charge, it is as unjuſt that Yoʳ Country ſhould be burdened with the proſecution of the private Quarrels of Prejudiced men, as it is that Yoʳ Governor ſhould have no Recompence for the injury done to his Reputation.

November the 28ᵗʰ 1718 *A Spotſwood*

The Houſe proceeded to the Conſideration of the ſᵈ Meſſage and the ſame was read, and thereupon

Reſolved That this Houſe doth not think proper to declare any particular Articles wherein the Governor has laviſhed away the Country's money, about the Governors houſe, the Charge againſt him being Generall

Reſolved That no other Anſwer be returned to the ſaid Meſſage

Then the Houſe Adjourned till Tomorrow morning 9 aclock

Saturday November 29ᵗʰ 1718

MR *Eskridge* reported that the Committee appointed had, according to orde proportioned the Publick Levy, which amounts to 7¼ P poll, and that the ſeverall Proportions were entered in a book which the ſaid Commᵗᵉᵉ had directed him to report when the Houſe was ready to receive it, And the ſame was recieved

Mʳ *Eskridge* alſo reported that the ſᵈ Committee had, according to order prepared a Bill for raiſing a Publick Levy, which he preſented to the Houſe and the ſame was recieved, and read the firſt time

The Book of Proportions was read & agreed to by the Houſe with an Amendment

A Bill for raiſing a publick Levy Was read the ſecond time.

Ordered That the Bill be Ingroſſed

Ordered That the Committee who prepared the Book of Propoſitions do carry the ſame to the Council, and deſire their concurrence thereto.

Upon a motion

Ordered That Mʳ *Clayton*'s Anſwer relating to Mʳ *Corbin*'s Report of the Governor's Anſwer to the Meſſage ſent him by the Committee appointed to examine the Accoᵗˢ of Mʳ *Holloway* & Mʳ *Clayton* be entered on the Journal of this Houſe

The ſaid Anſwer is as follows

To The Right Worſhipfull The Speaker of the Houſe of Burgeſſes

An order of your Houſe being this day Delivered to me by Mʳ *Bouſh* and Mʳ *Goodrich* together with a Copy of Mʳ *Corbins* Report relating to the Accounts of the Governor's houſe, by which order I am deſired to return an Anſwer in Writing whether the Governor's Anſwer to the Meſſage, Sent him by the Committee appointed to examine the ſaid Accounts, be truly reported: After acknowledging the civil Treatment of your Houſe in deſiring the Relation of this matter in the manner they have been pleaſed to uſe,

uſe, I muſt beg Leave to give the Houſe a brief Narrative of what paſſed in this Affair, previous to my delivering the Governor's Anſwer to the ſaid Meſſage, without which as I conceive, the whole Truth of this matter cannot appear

On *Tueſday* the 18th of this Inſtant in the Evening Mr *Corbin* came to my houſe, and told me he came from the Committee for an account of the money iſſued ſince the laſt Seſſion for the uſe of the Governors houſe.

My Anſwer was I had not that account, but that I would wait upon the Governor that night and acquaint him with what the Committee deſired and would let him know the Governor's Anſwer.

That night I waited on the Governor and acquainted him with the meſſage I had received from the Committee; to which I had then no determinate Anſwer.

The next morning I did recieve a Letter from the Governor in which he told me, I might tell the Committee from him that they had already had laid before them the ſaid Accounts carryed on to *Chriſtmas* laſt, And ſince he obſerved that they had not hitherto found time to paſs the Accounts wch they recieved above Six months ago, he could not expect they ſhould be now at leiſure to Inſpect new Accounts

On *thurſday* the 20th inſtant in the morning Mr *Corbin* came again to me to know what Anſwer I had recieved from the Governor, I told him the Governor ordered me to tell the Committee he did not expect they would have called for any new Accounts of the money diſburſed for the Governors houſe, Seeing that they had not paſſed thoſe Accounts which were laid before them Six months ago.

To this Mr *Corbin* replyed, The Governor was under a miſtake and ſaid he was Sorry the proceedings of the Houſe were miſrepreſented, For that the Houſe had paſſed thoſe Accounts.

I told Mr *Corbin*, I did believe he was miſtaken, and did then prepare to meet him at the Capitol, and that he and I ſhould inſpect the Journal of the Houſe and ſee how the matter ſtood there.

In about an hour after I went to the Capitol, and Mr *Corbin* and I did ſearch the ſd Journal, where we found an Entry to the Effect following; The houſe having conſidered the Scheme referr'd to be conſidered on this day, Ordered that the ſame be Lodged in the Office of the Houſe of Burgeſſes, with the Accounts of the Governor's houſe and other Buildings.

Upon reading this Entry, Mr *Corbin* ſaid, it appeared the Houſe had paſſed thoſe Accounts, that it was the uſual way of entering Such matters when they were paſs'd, And that the Houſe would not call for thoſe Accounts again

Mr *Corbin* then told me he was juſt going into the Houſe, and muſt make Report of this matter preſently; and ſaid to me, I will tell tell the Houſe the Accounts are not ready, My Anſwer was you may tell that to the Houſe, for it is true. Mr *Corbin* then ſaid to me, I will not tell the Houſe the reaſon you give from the Governor why they are not ready, My Anſwer to that was. If thoſe former accounts have paſs'd the Houſe, I would not have you give it for a reaſon that theſe latter Accots are not ready, becauſe the former are not paſſed.

Immediately after this Mr *Corbin* went into the Houſe.

This Mr *Speaker* is a relation of all the diſcourſe which paſs'd between Mr *Corbin* and me upon occaſion of the ſaid Meſſage to me from the Committee, according to the beſt recollection I can make, and is nothing but what is true, from whence this Houſe may judge how truly the Governors Anſwer is reported

November the 26th 1718 *John Clayton*

An Ingroſſed Bill Entituled *An Act for raiſing a publick Levy* Was read the third time.

Reſolved That the Bill do paſs

Ordered That the Committee who prepared the ſaid Bill do carry the ſame to the Council and deſire their Concurrence thereto.

A written Meſſage from the Governor by Mr *Robertſon*

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

Upon peruſing this day the minuts of your Yeſterday's proceedings I percieve you are reſolved neither to give me Security for your proſecuting yor Complaint againſt me, nor to be more particular in your charge, and have even reſolved not to anſwer my meſſage: Wherefore I ſhall trouble you with no more this Seſſion except the preſent, which I ſent to exhort you to diſpatch what is before you, for the Publick Service, And I ſhall be ready on *Monday* next to recieve ſuch Bills as you ſhall then be prepar'd to offer for my Aſſent

Saturday Novembr 29th 1718 *A Spotſwood*

A Meſſage from Mr *Robertſon*, That the Governor and Council have aſſented to the Book of Proportions.

And that the Council have paſſed the Bill Entituled *An Act for Raiſing a Publick Levy without any Amendment*

Ordered That Mr *Digges*, Mr *Grymes* & Mr *Eskridge* do examine the ſeverall Inroll'd Bills, and they withdrew, and being Returned.

Mr *Digges* reported that the ſeveral Bills paſſed this Houſe and the Council, were truly Inrolled.

Ordered That Mr *Digges*, Mr *Grymes* & Mr *Eskridge* do carry the ſaid Bills to the Council for their peruſal.

A meſſage from the Council That they are Satisfyed the Severall Bills ſent up to them are truly Inrolled.

Then the Houſe Adjourned till *Monday* morning 10 aclock.

Monday December the 1st 1718

A MOTION being made

Ordered That the Clerk deliver to Mr *Speaker* or his Order two Copys of the Journal of this Houſe within Ten days.

A meſſage from the Governor by Mr *Robertſon*.

Mr *Speaker*

The Governor commands the immediate Attendance of this Houſe in the Council Chamber

Accordingly Mr *Speaker* with the Houſe went up to attend the Governor, where his Honour was pleaſed to give his Aſſent to the following Bills *Viz*t.

An Act for Impowering the Treaſurer of this Colony to put out at Intereſt a Sum not exceeding Ten thouſand pounds now in his hands.

An Act for Raiſing a Publick Levy

After paſſing thoſe Bills His Hon^{r} made a Speech in the Words following

Gentlemen of the Houſe of Burgeſſes

The late Singular management and Extraordinary proceedings in your Houſe, neceſſarily require that my concluding Speech to this Seſſion ſhould diſplay ſome paſſages in my Adminiſtration & your Conduct, in order to vindicate my ſelf and the Country from the Imputations of an Oppreſſing Governor and a diſcontented people.

Far from being diſturbed at your violent Impeachments, I take this to be an happy Criſis, when the Country will be no longer impoſed upon by malicious Whiſperers, Clandeſtine Informers, and Anonymous Libellers of Government; for none could have been more Eager than my preſent Accuſers to lay open every Act of Male Adminiſtration, and it cannot be doubted but that they have now drawn up the Total of my Charge.

Yet where is one Oppreſſive Act or ſingle proof of publick diſcontent ſet forth? When did an Aſſembly ever ſit before without recieving ſome one Grievance from the People? Or when did their Repreſentatives acknowledge the Peaceful & Flouriſhing Condition

Condition of this Colony more Remarkable than you yourſelves have done this year? And yet this is the Juncture you have choſen to dream of Oppreſſion and Diſcontent!

I know ſome Seditious Spirits have long grudged me the Honour of Conducting this Province (by the Bleſſing of God) to its preſent happy State; and it's not very unaccountable, that a Cataline Crew of Male Contents ſhould engage a few unwary men to join in their Conſpiracy for ſhifting the Adminiſtration into other hands. But ſtill, Secure under the protection of my Prince's Juſtice, I remain undaunted at all their angry doings, and thô I am a Commander in Chief without a ſingle Centinel to defend me in this Dominion, Yet Seeing So many Worthy Gentlemen proteſt againſt their proceedings, I dare now tell the Guilty to their faces, that I will ſtill diſcountenance all ſuch as I diſcover to be undutifull to their Prince, or Ungratefull to their Mother Country, and will continue to oppoſe that Reſtleſs Faction which ſeems to be unhappily entailed upon this government, and whoſe Machinations have in all Governor's times diſturbed the publick Tranquility of the Colony merely to gratify their own private Reſentm^ts

'Tis fitt the means theſe men have uſed to carry their preſent Point, with the Nature of their Charge and the Articles they exhibit to make the ſame good, be fairly laid open to the world.

At the opening of this Seſſion, I gave you to underſtand that I had nought to lay before you, and your Houſe ſeemed ſo little diſpoſed to go upon buſineſs, that you began very early to referr matters to the conſideration of the next Aſſembly; So that many Members apprehending this would be a ſhort Seſſion, and wherein nothing of moment would be tranſacted, refrained from coming and others got leave to return home, which I find was readily granted to ſuch as were judged not eaſy to be brought into the measures that were then forming with the utmoſt Secrecy.

When yo^r Houſe was thus modelled, a paper called An Addreſs to the King, and a Duplicate thereof fairly drawn up to be ſigned, was produced by a Member in a moſt Surprizing & Extraordinary manner without any previous Motion to prepare and bring it in: and this containing a generall Complaint as well of your Governor in *England* as againſt your Lieutenant Governor here, was admitted and your Speaker commanded immediately to ſign the ſame, without debating firſt upon the particular Charges, but referring them to be argued next day.

Thus the Secret Managers of this Plott contrived to have the Judgment firſt Subſcribed, and the merits of the Cauſe tryed afterwards; and by a bare Sight of a long Roll of Articles, drew ſome too Credulous perſons to vote for paſſing the Addreſs: And thô the next day upon examining the Articles, three fourths of them were ſtruck out as groundleſs, yet ſtill the Addreſs being Signed, the Remainder like the Sibils books muſt ſerve to make up the Sum of the Charge.

Wherefore I have now only four Articles to take notice of: Yet as we both appeal to *Caeſar*, I will not pretend to argue here Points that can be fairly in Judgment before my Royal Maſter, but ſhall only obſerve that you have laid your Charge, as if you expected no Determination, and only aimed to decieve yo^r Prince and traduce your Governour.

In the firſt & ſecond Articles, the Crime alledged, is, that I (who have but a 13^th^ Vote in the Court of Judicature) put a Miſconſtruction upon two Laws; in the 3^d^ that I have put a Quare[1] to the Attorney Generall whether there be a Law for levying your pay. and in the 4^th^ that I have reflected on your proceedings.

As this is the very Eſſence of all your Articles againſt me, can any unprejudiced Judges ſay that if they were fully proved (which I deny that they can be) they would make good your heavy Grievances Sett forth in your Addreſs to his Majeſty? wherein you alledge that I have attempted to ſubvert the Conſtitution of your Government, that I have deprived you of yo^r Ancient Rights and Priviledges, and do daily exerciſe many hardſhips upon his Majeſties good Subjects.

But

[1] "Quare" ſhould be Quaere, now uſually written Query.

But left Strangers to our Contention ſhould apprehend there might be ſome Attempts towards Subverting the Conſtitution by miſconſtruing theſe two Laws, 'tis neceſſary to explain that my Interpretation of the one was no more than to inforce a due payment of the King's Quitt Rents; and of the other to compleat a building I was impowered by Law to finiſh.

If it be the Right and priviledge of the Burgeſſes, when in their Houſe, to fall foul on their Governour with Scurrilous Expreſſions; to manifeſt a diſregard to the Intereſt of the Crown, and to run unreaſonably Counter to what their Sovereign recommends, I muſt then own my Reproofs heretofore to have been Spared: But untill I am ſatisfyed that yo^{r} Houſe is to be allowed ſuch freedom of Speech and behaviour towards your Prince and his Lieutenant, I ſhall think I am in Duty bound to rebuke you; particularly for your wilfull Tranſgreſſion of the Rule your Sovereign had preſcribed for the preſenting your Addreſſes, when you the laſt Summer tranſmitted one to the King by an Agent of your own Appointment, And in like manner for offering me now a Reenacted Law, lyable to the very Objection for which his preſent Majeſty repealed the ſame

Nor muſt I paſs over your trifling now with Sacred Majeſty, when you expect your Prince ſhould auditt a Thouſand pounds Acco^{t} of perhaps five hundred Articles, while you will not vouchſafe to conſider the ſame yo^{r} Selves.

And ſurely it will be Reckoned an Irreverent Preſumption in your Houſe to fly with yo^{r} peeviſh Clamours to our Royal Maſter at home, ere you had fairly applyed to his Lieutenant here for Redreſs; Eſpecially after you appear So conſcious of your weak and groundleſs Charge, as to deny to give Security for proſecuting the ſame; For you know, I have offered, and you my Accuſers refuſed to [place?] a Thouſand pounds to go with the merits of the Cauſe.

Gentlemen of the Council & Houſe of Burgeſſes

I muſt not part with you, without rendering you juſt thanks for your ready Compliance with my Propoſition of giving Rewards for the Suppreſſing of Pirates, And I may now tell you that I have already fitted out Sloops, and taken ſuch Meaſures againſt thoſe in *North Carolina*, that I am pretty confident of ſoon deſtroying that Wicked Crew there, And by a letter received laſt night from thence I expect that Notorious Pirate Tach is ſiezed

In fine Gentlemen

Percieving the Seaſon of the year and your Inclinations to require a Receſs, I ſhall now prorogue you to the 12th of *May*, And this Aſſembly is accordingly prorouged to *Tueſday* the 12th of *May* next.

245-246

JOURNAL

OF THE

HOUSE OF BURGESSES

AT A

GENERAL ASSEMBLY

begun and held at his Majeſties Royal Capitol in the City of WILLIAMSBURGH On *Wedneſday* the Second day of *November* In the Seventh year of the Reign of our Sovereign Lord GEORGE By the Grace of God Of *Great Britain ffrance* and *Ireland* King Defender of the ffaith &c. And in the year of our Lord One Thouſand Seven hundred and Twenty.



RICHMOND, VIRGINIA.

MCMXI.

247 - 248

A
GENERAL ASSEMBLY

BEGUN and held at his Majeſties Royal Capitol in the City of WILLIAMSBURGH On *Wednesday* the Second day of *November* In the Seventh year of the Reign of our Sovereign Lord GEORGE By the Grace of God Of *Great Britain ffrance* and *Ireland* King Defender of the ffaith &c. And in the year of our Lord One Thouſand Seven hundred and Twenty.

On which day being the firſt day of the Seſſions of this Aſſembly, about five a Clock in the afternoon *Nathaniel Harriſon Cole Diggs* and *Peter Beverley* Eſqrs who were Commiſſionated by the Honorable his Majeſties Lievt Governour and Commandr in Chief of this Colony to Adminiſter the Oathes appointed by Act of Parliament to be taken inſtead of the Oathes of Allegiance and Supremacy, the abjuration Oath, the Teſt, and Oath of a Burgeſs to all perſons returned as members before they ſate in the Houſe. Came into the Conference Chamber the place appointed for that purpoſe. And the Clerk of the Secretarys Office preſenting a Liſt of the Burgeſſes returned to Serve in this preſent Aſſembly and the Clerk of the General Aſſembly attending according to the duty of his place: The ſaid *Nathaniel Harriſon Cole Diggs* and *Peter Beverley* Eſqrs did according to the Power to them given orderly and diſtinctly Adminiſter the Said Oathes to all the Members who then appeared And a Liſt was taken of the Names of all the Members that took the ſaid Oaths And after the Members had ſeated themſelves in the Houſe of Burgeſſes Mr *Corbin* Mr *Eskridge* Mr *Roſcow*, Mr *Waller*, and Mr *Barber* went to Acquaint the Governor That the Houſe was met And being returned Mr *Corbin* delivered a meſſage from the Governour That he did command this Houſe to attend him immediately in the Council Chamber.—

And accordingly the Houſe went up to attend the Governr in the Council Chamber.

THE JOURNAL OF THE HOUSE OF BURGESSES

Wedneſday the 2d day of *November* 1720.

THE Houſe having attended the Governr and being returned Mr *Merewether* did put them in mind of the Governors Command to chuſe a Speaker, and did nominate and recommend to the Houſe. Mr *John Holloway*. And Mr *Waller* did nominate and recommend Mr *John Clayton* as perſons of great ability and fit for ſo great a Truſt.—

And after a Debate the Queſtion was put by the Clerk, And Mr *Holloway* being by a Majority of voices called upon to the Chair, was conducted thither by Two Members. And being there placed made a gratulatory Speech to the Houſe for their great kindneſs and affection towards him in their choice of him without his applying to any one of them for their Intereſt on that Occaſion—

Ordered

That Mr *Corbin*, Mr *Merewether*, Mr *Harriſon*, Mr *Burwell*, Mr *Maſon*, Mr *Robinſon*, Mr *Blaire*, Mr *Braxton*, Mr *Wm Randolph*, Mr *Willis*, Mr *Cole* and Mr *Roſcow* do attend the Governour and acquaint him that this Houſe hath made choice of a Speaker and deſire to know what time he will appoint for them to preſent him—

Adjourned til tomorrow ten of the Clock in the Morning.—

Thurſday November the 3d 1720.

THE Houſe being met and Mr *Speaker* Elect having taken the Chair, Mr *Corbin* reported That the perſons appointed had according to order attended the Governour and deſired to know what time he would appoint this Houſe to preſent their Speaker, And that he was pleaſed to appoint One a Clock this day in the Council Chamber.

Mr *Armſtead* produced a Certifycate of his having taken the Oathes appointed by Act of parliment to be taken inſtead of the Oathes of Allegiance and Supremacy, the abjuration Oath. The Teſt and Oath of a Burgeſs and took his place.

A meſſage from the Governr was delivered by Mr *Robertſon*.

The Governour Commands the Immediate attendance of this Houſe in the Council Chamber.—

And accordingly they went up with the Speaker Elect. And being returned Mr *Speaker* acquainted the Houſe That the Governr had confirm'd their Choice of a Speaker and that he had in the Name of this Houſe made the following Petitions.

firſt. That all the Members of the Houſe with their Servants and neceſſary attendants might be Exempted from all manner of Arreſts and Troubles.

Secondly. That they might have Liberty and fredome of Speech, in whatſoever they had Occaſion to debate in the Houſe—

Thirdly

Thirdly. That they might have acceſs to his perſon on all urgent and neceſſary occaſions.—And

Laſtly. That they might have power over their own Members

And that the Governor was pleaſed to anſwer. He ſhould avoid Incroaching on the Juſt Rights and Priviledges of this Houſe. And he further acquainted the Houſe That the Governour was pleaſed to make a Speech and to the end he might not miſrepeat him he had obtained a Copy thereof which he read to the Houſe together with an Extract of a Letter from the Lords Commiſſrs for Trade and Plantations and delivered the ſame to the Clerk who read the Said Speech as follows.

Gentlemen of the Council and houſe of Burgeſſes.

After the ſignal proofs that I have given of my diſpoſition to peace and Union, I may with a good grace recommend to you Moderation and Concord and whoever ſhall make a juſt Eſtimate of what the Colony has gained by the late Contentions, cannot but reckon them Enimies to the Country who ſhall endeavour to divide us again or will continue to create groundleſs Jealouſies of my adminiſtration

If we meet to conſult and agree, General Aſſemblies undoubtedly are a moſt wholſom part of the Conſtitution, but if Some Vulgar notions are to prevail as if the body ought to thwart and oppoſe the head, our Seſſions muſt prove nothing better than a burthen to the People: and that vividious [invidious] diſtinction of the Countrys and the Governours ffriends (which I am Sorry to obſerve Some men have been induſtrious ſtil to keep up) muſt prove a Poiſon to your proceedings if you Suffer it to take place in your preſent Conſultations.—

To conſider the Stake I have among you and the free choice I've made to fix it under this Government You have not Surely any grounds to Suſpect me of injurious Deſigns againſt the welfare of this Colony, for if a Conſcientious diſcharge of our duty engages us Governours to be Specially mindful of *Great Britains* Intereſt yet I cannot See why that may not go hand in hand with the proſperity of theſe plantations and I will frankly declare to you the Political Creed which I profeſs on this point.

I look upon *Virginia* as a Rib taken from *Britains* Side and believe that while they both proceed as living under the Marriage compact, this *Eve* muſt thrive ſo long as her *Adam* flouriſhes, and I'm perſwaded that whatever Serpent ſhall tempt her to go aſtray and meddle with forbidden matters will but multiply her Sorrow and quicken her husband to rule more ſtrictly over her.—

If your proceedings be duly tempered with this perſwaſion, I hardly imagine any thing that can urge us to differ this Seſſion, for (praiſed be God) this Government is at preſent under more happy Circumſtances than to need my preſſing you for Supplies, and as We of the Adminiſtration are upon a better Eſtabliſhment than to become troubleſom to you for our Salaries, ſo my own deſires are more bounded than to be Anxious or Solicitous for your Bounties

Beſides my purpoſe is to offer nothing to you at the Opening of this Seſſion but what you may be as forward to enact, as I to paſs and therefore I ſhall no more than barely hint what I think fit to propoſe aſſuring you that if the needfulneſs thereof be not as obvious to you as to me I will acquieſce with all the Indifference that is conſiſtent with my Duty.—

And ſo I remark to you the naked State both of your harbours and ffrontiers, the diſarmed Condition of your Militia, the Inconvenient length of many Counties, and I leave to your conſideration whether the giving Encouragment for Extending your Out Settlements to the high Ridge of Mountains, will not be laying hold of the beſt Barrier that nature could form, to Secure this Colony from the Incurſions of the Indians and more dangerous Incroachments of the *French*, And Laſtly I lay before you the Sentiments of the Lords Commiſſrs for Trade and plantations. with reſpect to Treaties with the five Nations of Northern Indians.

November the 3d *1720*

The Extract of the ſaid Letter was again read—

Reſolved

Reſolved Nemine Contradicente

That an addreſs of Thanks be prepared to the Governour for the kind Expreſſions contained in the ſaid Speech.

Reſolved

That this Houſe will take the Governors Speech into conſideration on *Tueſday* next.

Ordered

That a Committee of Elections and priviledges be appointed of the perſons following.

Mr *Corbin* Chairman

Mr *Eſcridge*.....Mr *Preſley*
Mr *Cole*.....Mr *Waller*

Ordered

That a Committee for Publick Claimes be appointed of the following perſons.

Mr *Harriſon* Chairman

Mr *Bridger*.....Mr *Lee*
Mr *Wm Ball*.....Mr *Maſon*
Mr *Walters*.....Mr *Conington*
Mr *Willis*.....Mr *Lawr. Smith*
Mr *Jones*.....Mr *Johnſon.*

Ordered

That a Committee for poſitions [propoſitions] and Grievances be appointed of the following perſons.—

Mr *Clayton* Chairman

Mr *Corbin*.....Mr *Willm Randolph.*
Mr *Eſcridge*.....Mr *Robinſon*
Mr *Merrewether*.....Mr *Braxton*
Mr *Burwell*.....Mr *Blair*
Mr *Grymes*.....Mr *Bouſh*
Mr *Beverley*.....Mr *Roſcow.*

Then the Queſtion was put—

That a Select Committee be appointed to prepare the Addreſs to the Governour

It paſſed In the Negative

Ordered

That the Committee of Propoſitions and Grievances do forthwith prepare the Said Addreſs.—

The Several petitions of *Hugh Jones.* and *Peter ffontaine* praying to be admitted to read prayers to this Houſe during this Seſſion were read—

Ordered

That *Hugh Jones* Clerk be appointed Chaplain to this Houſe and that he attend every Morning at Eleven a Clock in the Conference Chamber and that Mr *Clayton* and Mr *Grymes* do acquaint the Governour and Council therewith.—

Ordered

That Mr *Godfrey Pole* be appointed Clerk to the Committee of Propoſitions and Grievances and that he give his attendance accordingly.—

Ordered

That Mr *Richard Cary* be appointed Clerk to the Committee of Elections and Priviledges and Publick Claims and that he give his attendance accordingly—

Ordered

That *William ffrancis, James Haſſel, William Wager* and *Robert Dyer* be appointed Doorkeepers to this Houſe and that they give their attendance accordingly.—

Adjourned til tomorrow Eleven of the Clock in the morning.—

Fryday

Fryday November the 4th 1720

MR *Clayton* reported that the perſons appointed had according to Order acquainted the Governour and Council That this Houſe had appointed a Chaplain who would attend every morning at Eleven of the Clock in the Conference Chamber to read prayers. And that the Governour anſwered.— Whenever this Houſe ſhould be diſpoſed to pay him any Civility's he ſhould be ready to acknowledge them, and that accordingly he returned this Houſe his thanks for the notice they had given him—

The Orders of the Houſe for the laſt Seſſion being read at the Table.

Reſolved.

That the Houſe do approve of the Same and that they ſhall continue Orders for this Seſſion.

Ordered

That the Said Orders lye conſtantly on the Table for every Members peruſal.—

Ordered

That the Committees have power to adjourn themſelves from Day to day and ſend for perſons Reccords Journalls and other papers they ſhall from time to time have Occaſion of.—

Reſolved

That no Propoſitions, Grievances or Claimes be received after *Tueſday* next without particular Leave of the Houſe.—

Ordered

That the Clerk do publiſh the Said Reſolve by Setting up a fair Copy thereof at the Capitol door.—

Ordered

That the Committee of Propoſitions and Grievances Inſpect the Journals of the laſt Seſſion of the laſt Aſſembly and prepare and draw up a State of the matters then depending and undetermined and the progreſs that was made therein and report the Same to the Houſe

Ordered

That the Committee for Publick Claimes inſpect the report of the ſaid Committee at the laſt Seſſion of the laſt Aſſembly and report to the Houſe what they find neceſſary therein to be further conſidered this Seſſion.

Reſolved

That fifteen Members with the Speaker be a Sufficient Number to adjourn.

Ordered

That the Committee of Propoſitions and Grievances inſpect the Temporary Laws which are Expired or will Expire with this Seſſion and report the Same to the Houſe.—

A petition of Mr *John Robinſon* Complaining of an undue Election and Return of *Gawin Corbin* Gent. to Serve in this preſent Aſſembly for the County of *Middleſex* was read.—

Ordered

That the Same be referd to the conſideration of the Committee of Elections and Priviledges to Examine the matter and report the Same with their Opinion therein to the Houſe—

Ordered

That Mr *Corbin* withdraw during the conſideration of the Said Petition—

Then the Queſtion was put.

That an addition be made to the Committee of Elections and Priviledges during the conſideration of the Said Petition—

It paſſed In the Negative—

A Petition of Mr *John Bolling* complaining of an undue Election of *Thomas Randolph* Gent. to Serve in this preſent Aſſembly for the County of *Henrico* was read.

Ordered

Ordered

That the Same be referd to the conſideration of the Committee of Elections and priviledges to Examine the matter and report the Same with their Opinion therein to the Houſe.—

The Several Petitions following were read.

A Petition of the Inhabitants of the Countys of *King* and *Queen* and *King William* praying that Two fferrys may be appointed on *Mattapony* River.

A Petition of the Upper Inhabitants of *King* and *Queen* praying a Diviſion of the Said County—

A petition of the upper Inhabitants of *Henrico* Pariſh praying a Diviſion of the Said Pariſh—

Ordered

That the Said Petitions be refer'd to the conſideration of the Com^{tee} of Propoſitions and Grievances to Examine the matter and report the Same with their Opinions therein to the Houſe.

A Petition of M^{r} *Edwin Conway* complaining of an undue Election of Burgeſſes to Serve in this preſent Aſſembly for the County of *Lancaſter* was read

Ordered

That the Same be refered to the conſideration of the Com^{tee} of Elections and Priviledges to Examine the matter, and report the Same with their Opinion ſhewn to the Houſe.—

Grievances from the County of *Northumberland* were preſented and read.

Ordered

That the Same be referd to the conſideration of the Com^{tee} of propoſitions and Grievances to Examine the matter and report their Opinon therein to the Houſe.—

A Propoſition from the County of *Middleſex* for Chriſtianizing Negro's and Slaves was read.—

Ordered

The [that] the Same be refer'd to the conſideration of the Committee of Propoſitions and Grievances to Examine the matter and report their Opinions therein to the Houſe—

Several Claimes from the Countys of

Prince George	*Surry*
New Kent	*Richmond*
Middleſex	*King William*
Lancaſter	*Elizabeth City*
Eſſex	*York*
Glouceſter	*Weſtmorland*

Were preſented to the Houſe and referd to the conſideration of the Committee of Publick Claimes to Examine the matter and report their Opinions therein to the Houſe.

Ordered

That the Clerk of the Houſe deliver to the Chairman of the Committee of Elections and Priviledges the Several writs for Election of Burgeſs^{s} which ſhall come to his hands and that the ſaid Committee take into their conſideration the Several Returnes thereon and report their Opinions therein to the Houſe—

A Petition of the Inhabitants of *King William* County praying That a ffery may be appointed on *Pamunkey* River was read.

Ordered

That the Same be referd to the conſideration of the Committee of Propoſitions and Grievances to Examine the matter and report their Opinions therein to the Houſe.—

Ordered

That M^{r} *Mumford* M^{r} *Crawford* and M^{r} *Harwood* make application to the Governour for a New writ for Electing a Burgeſs to Serve in this General Aſſembly for the County of *Prince George* in the room of *Edward Goodrich* Gentleman deceaſed.—

Adjourned til tomorrow Eleven of the Clock in the morning.

Saturday

Saturday November the 5th 1720

SEVERAL Claimes from the Counties of *Henrico James City* and *Stafford* were preſented to the Houſe and referd to the conſideration of the Committee of Publick Claimes to Examine the matter and report their Opinions therein to the Houſe.—

A petition and Claim of *Henry Hayward* was preſented to the Houſe and read.

Ordered

That the Same be referd to the conſideration of the Committee of Publick Claimes to Examine the matter and report their Opinions therein to the Houſe.

The Claimes of *William Kembel* and *Henry Briggs* Indian Interpretrs were preſented to the Houſe and referd to the conſideration of the Comtee of Publick Claimes to Examine the matter and report their Opinions therein to the Houſe.—

The Petition of Mr *Joſhua Curl* complaining of an undue Election and Return of *Anthony Armſtead* Gent. to Serve in this preſent Generall Aſſembly for the County of *Elizabeth City*.—

The Petition of Mr *Daniel M^cCarty* complaining of an undue Election and Return of *Thomas Lee* Gent. to ſerve in this preſent Aſſembly for the County of *Weſtmorland*.— Were preſented to the Houſe and read.

Ordered

That the Same be refer'd to the conſideracon of the Comtee of Elections and Priviledges to Examine the matter and report their Opinions therein to the Houſe.

Mr *Clayton* reported that the perſons appointed had according to Order prepared an addreſs to the Governour which he read in his place and delivered in at the Table. where the ſame was again read and Unanimouſly agreed to by the Houſe as follows—

To the Honble Alexander Spotſwood *his Majeſties Lievt. Governr. and Commandr. in Chief of* Virga

The Humble Addreſs of the Houſe of Burgeſſes.

SIR.

His Majeſts moſt Loyal and dutifull Subjects the Burgeſſes of this preſent General Aſſembly Do in all humble Thankfulneſs acknowledge the favour of Your Honours moſt kind and affectionate Speech delivered at the Opening of this Seſſion.—

Tis with Joy not to be Expreſſed That we are now met to See a late unhappy Diviſion So unexpectedly United, which next (under God) We muſt aſcribe to your peareable [peaceable] diſpoſition. And ſhal moſt heartily agree after the Example of our Governour to baniſh all Contentions out of our Counſels and Debates and Set our ſelves— Earneſtly and Sincerely to conſult the United Intereſt of our Royal Sovereign and this Dominion whoſe felicity it is to be Joined in Intereſt with the Kingdome of *Great Britain*

It is with great Concern, we hear That any Diſtinctions are raiſed or kept up among the people upon the Odious poſition That A friendſhip for our Governour is incompatible with the Intereſt of our Country and beg Leave to Aſſure your Honour We ſhall Eſteem thoſe perſons Enemies to the Publick who ſhall by any meanes whatſoever Endeavour to Seduce the minds of the people from the Duty they owe to So good a Governour.

We muſt Joyfully acknowledge the Satisfaction we have to See our Country in So proſperous and flouriſhing a Condition as to want no Supplys from us, as well as to be under the Adminiſtration of So juſt a Governour And Do beg leave to aſſure your Honour We will apply our Selves with all diligence to deliberate thoſe Important matters you have been pleaſed to refer to our Conſideration—

Ordered

That the Said Addreſs be fairly tranſcribed and Signed by the Speaker and preſented by the whole Houſe.—

Ordered—

That the Committee of Propoſitions and Grievances do attend the Governr and deſire to know when and where this Houſe ſhall preſent the ſaid addreſs.

Mr

Mr *Clayton* reported That the Committee of Propoſitions and Grievances had according to Order, attended the Governour and deſired to know when and where this Houſe ſhould preſent their Addreſs, and that the Governour was pleaſed to anſwer—He had received a meſſage from the Council to know when they ſhould preſent their addreſs That he ſhould be at the Capitol this morning and would give this Houſe notice when he was ready to receive their addreſs.—

A meſſage from the Governour was delivered by Mr *Robertſon*—

Mr *Speaker.*

I am commanded by the Governor to acquaint this Houſe That his Honr is now ready in the Council Chamber to receive the Addreſs mentioned in your meſſage to him of this Day.—

The Houſe went up accordingly and being returned Mr *Speaker* reported That the Houſe had attended the Governour in the Council Chamber with the Addreſs of Thanks lately prepared and that the Governr received the Same very favourably and was pleaſed to make anſwer thereto in theſe words.—

Mr Speaker and Gentn of the Houſe of Burgeſſes.

I can no more than you Expreſs the pleaſure that I concieve at this happy Proſpect of our good Agreement.

I heartily thank you for this kind and Seaſonable addreſs which cannot but Strengthen the hands of the Adminiſtration and Tend Effectually to Improve that pacification which is So happily begun—

A Petition and Grievance from the County of *Stafford* was preſented and Read

Ordered

That the Same be refer'd to the conſideration of the Committee of Propoſitions and Grievances to Examine the matter and report their Opinions therein to the Houſe—

Reſolved

That Mr *Speaker* and Mr *Clayton* who are Impowered by Act of Aſſembly to repair and amend the Capitol, be deſired Immediately to Imploy the workmen to Cloſe up North Arches in the Piazza of the Capitol—

Mr *Mumford* reported That the Governr according to the Deſire of this Houſe, had ordered a Writ to Iſſue for Electing a Burgeſs to Serve in this preſent Aſſembly for the County of *Prince George* in the Room of Mr *Edward Goodrich* deceaſed—

Adjourned til Eleven a Clock on *Monday* Morning.

Monday November the 7th 1720.

THE Houſe being mett

Adjourned til Eleven a Clock tomorrow morning

Tueſday November the 8th 1720.

SEVERAL Claimes from the Countys of

Nanſemond.....*Princeſs Anne*
Accomack.....*King* and *Queen*
Northampton.....*Charles City*
Warwick—

were preſented to the Houſe and refer'd to the conſideration of the Committee of Publick Claimes to Examine the matter and report their Opinions therein to the Houſe.—

The Several Claimes following were preſented to the Houſe—

A Claim of Mr *Richard Hickman.*—

A Claim of *Katherine Cragg.*

A Claim of *James Shields*
A Claim of Mr *Joſeph Walker*
A Claim of *James Adams* an Indian Interpreter.
Ordered
That the ſame be referd to the conſideration of the Committee of Publick Claimes to Examine the matter and report their Opinions therein to the Houſe.

Several Propoſitions and Grievances from the Countys of
Princes Anne.....*Surry*
New Kent.....*King William*
Richmond.....*Middleſex*
Prince George.....*Eſſex.*—
Were preſented to the Houſe.

Ordered
That the Same be referd to the Conſideration of the Committee of Proprofitions and Grievances to Examine the matter and report their Opinions therein to the Houſe.—

A Petition of *John Randolph* praying to be allowed for Six Copies of the Journal and five Copies of the Lawes of the laſt Seſſion of the Laſt Aſſembly.—was read.

Ordered
That the Same be Referd to the conſideration of the Committee of Publick Claimes to Examine the matter and report their Opinions therein to the Houſe.—

Ordered
That the Clerk of the Houſe deliver Mr *Speaker* a Copy of the Journal of this Seſſion and that he be allowed for the Same as vſual

Mr *Clayton* reported from the Committee of Propoſitions and Grievances That the Said Committee had had under their conſideration Several of the matters to them Referd and were come to Some Reſolutions thereupon, which he read in his place and delivered in at the Table where the Same was again read and is as follows.

On conſideration of Petition of diverſe Inhabitants of *King* and *Queen* and *King William* Countys praying That fferrys may be appointed over *Mattapony* River at *Norments* and *Whites*.—

It is the Opinion of the Committee That fferrys ought to be appointed at the Said places.—

On conſideration of the Petition of diverſe Inhabitants of *King William* County, praying that Liberty may be granted unto *Robert King* to keep a fferry over *Pomonkey* River.

It is the Opinion of the Committee That a fferry be appointed accordingly.—

On conſideration of the Petition of the Upper Inhabitants of *Henrico* Pariſh, praying That they may be a Pariſh of themſelves And that the Tobacco they have Expended in the Three yeares laſt paſt towards building Two Churches may be repaid.—

It is the Opinion of the Committee That the ſaid Pariſh ought to be divided and the Tobacco repaid.—

On conſideration of the Grievance from *Northumberland* County Complaining of the Importation of Tobacco from *Maryland* into the Said County.

Reſolved
That the Same be rejected

On conſideration of the Grievance from the Said County relateing to large Quantitys of Horſes and Mares running at large in the Said County.

Reſolved
That the Same be Rejected being provided for by Law.—

On conſideration of the Grievance from the Said County relating to the Inconvenience of the Clerk of the County Courts Office.

Reſolved
That the ſame be rejected

Reſolved
That this Houſe doth agree with the Committee

Reſolved

Reſolved

That a Bill be prepared for appointing two ferrys over *Matapony* at *Normonts* and *Whites* and One fferry over *Pamunkey* at *Robert King's*

Ordered

That the Committee of Propoſitions and Grievances do prepare and bring in the Said Bill

Reſolved

That a Bill be prepared for dividing *Henrico* Pariſh and Repaying the Said Tobacco.

Ordered

That Mr *William Randolph* and Mr *Thomas Randolph* do prepare and bring in the Said Bill.

The Houſe then Reſolved into a Committee of the whole houſe to conſider the Governors Speech.

Mr *Speaker* left the Chair

Mr *Clayton* took the Chair of the Committee

Mr *Speaker* reſumed the Chair

Reſolved

That this Houſe will tomorrow Reſolve it Self into a Committee of the whole Houſe to conſider further of the Governours Speech.—

Mr *Corbin* from the Committee of Elections and Priviledges report'd That the ſaid Committee had taken into Conſideration Several Returnes of Writs to them refer'd and had agreed upon a report which he read in his place and then delivered the Same in at the Table where it was again read and agreed to by the Houſe as follows.—

Reſolved

That Mr Wm *Randolph* and Mr *Thomas Randolph* are duly returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *Henrico*

Reſolved

That Mr *John Lear* and Mr *James Reddick* are duly returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *Nanſemond.*

Reſolved

That Mr *Willis Wilſon* and Mr *William Crawford* are duly returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *Norfolk.*—

Reſolved

That Mr *Maximilian Bouſh* and Mr *Antº Walke* are duly returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *Princeſs Ann.*

Reſolved

That Mr *James Rickets* and Mr *Anthony Armſtead* are duly returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *Elizabeth City.*—

Reſolved

That Mr *Cole Diggs* and Mr *William Cole* are duly returned Burgeſſs to Serve in this preſent General Aſſembly for the County of *Warwick.*—

Reſolved

That Mr *James Roſcow* is duly returned Burgeſs to Serve in this preſent Generall Aſſembly for the County of *Warwick* in the room of *Cole Diggs* Eſqr who is Since his Election called up to be One of his Majeſties Council of State—

Reſolved

That Mr *John Holloway* and Mr *Lawrence Smith* are duly returned Burgeſſes to Serve in this preſent General Aſſembly for the County of York.—

Reſolved.

That Mr *Thomas Jones* is duly returned a Burgeſs to Serve in this preſent General Aſſembly for the Colledge of *William* and *Mary.*—

Reſolved

That Mr *Nicholas Merewether* and Mr *John Stamp* are duely Returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *New Kent.*—

Reſolved

Reſolved

That Mr *John Waller* and Mr *Thomas Johnſon* are duely returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *King William.*—

Reſolved.

That Mr *Henry Willis* and Mr *Nathan! Burwell* are duly Returned Burgeſſes to Serve in this preſent genl. aſſembly for the County of *Glouceſter*

Reſolved

That Mr *Jnº Grymes* and Mr *Gawin Corbin* are duly returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *Middleſex.*

Reſolved

That Mr *William Woodbridge* and Mr *Carles Barker* are duly returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *Richmond.*—

Reſolved

That Mr *George Maſon* and Mr *Willm Robinſon* are duly returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *Stafford.*—

Reſolved

That Mr *George Eſcridge* and Mr *Thomas Lee* are duly returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *Weſtmorland.*—

Reſolved

That Mr *William Ball* and Mr *James Ball* are duly returned Burgeſſes to Serve in this preſent Generall Aſſembly for the County of *Lancaſter.*

Reſolved

That Mr *Peter Preſly* and Mr *Peter Hack* are duly returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *Northumberland.*—

Reſolved

That Mr *John Teackle* and Mr *Solomon Ewel* are duly returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *Accomack.*—

Reſolved

That Mr *Wm Waters* and Mr *George Hermanſon* are duely returned Burgeſſes to Serve in this preſent Genl. Aſſembly for the County of *Northampton*—

Mr *Corbin* further reports from the Said Committee That they had taken into Conſideration Several other Returnes to them refer'd and had agreed upon a report which he read in his place and then delivered the Same in at the Table where it was again read and is as follows.—

Reſolved

That Mr *Edward Goodrich* and Mr *Robert Mumford* are by Mr *John Hardyman* Sherif of *Prince George* County returned Burgeſſes to Serve in this preſent General Aſſembly for the Said County of *Prince George* but foraſmuch as the year of the Kings Reign is not rightly inſerted It is therefore Submitted to the conſideration of the Houſe whether the Said Sherif ſhall be ſent for to mend his Returne—

Reſolved

That Mr *Henry Harriſon* and Mr *John Simmons* are by Mr *Thomas Collier* Sherif of *Surry County* Returned Burgeſſes to Serve in this preſent General Aſſembly for the Said County of *Surry* But foraſmuch as the year of the Kings Reigne is not rightly inſerted It is therefore Submitted to the Conſideration of the Houſe whether the ſaid Sherif ſhall be Sent for to mend his Return—

Reſolved

That Mr *Willm Bridger* and Mr *Arthur Smith* are by Mr *Joſeph Godwin* Sherif of *Iſle* of *Wight* County returned Burgeſſes to Serve in this preſent general Aſſembly for the ſaid County of *Iſle* of *Wight* But foraſmuch as the year of the King's Reign is not rightly Inſerted It is therefore Submitted to the conſideration of the Houſe whether the Said Sherif ſhall be Sent for to mend his Return

Reſolved

That Mr *Archibald Blair* and Mr *John Clayton* are by Mr *James Duke* Sherif of *James City* County returned Burgeſſes to Serve in this preſent General Aſſembly for the Said County

County of *James City*. But forafmuch as the year of the Kings Reign is not rightly inferted It is therefore Submitted to the confideration of the Houfe whether the Said Sherif fhall be fent for to amend his return—

Refolved

That Mr *William Broadnax* is by Mr *James Duke* Sherif of *James City* County returned a Burgefs to Serve in this prefent General Affembly for *James Town* But forafmuch as the year of the Kings Reign is not rightly inferted It is therefore Submitted to the confideration of the Houfe whether the faid Sheriff fhall be Sent for to mend his Return.—

Refolved

That Mr *John Stith* and Mr *Samuel Harwood* Junr are by Mr *Lewellin Epes* Sherif of *Charles City* County returned Burgeffes to Serve in this prefent General Affembly for the faid County of *Charles City*. But forafmuch as the year of the Kings Reign is not Rightly inferted It is therefore Submitted to the confideration of the Houfe whether the Said Sherif Shall be fent for to mend his Return—

Ordered

That the Clerk of this Houfe do amend the faid Returnes—

Mr *Corbin* further reports from the Said Committee That they had had under their confideration Several other Returnes to them Refer'd and had agreed upon a Report which he read in his place and then delivered the Same in at the Table where it was again read and is as follows.—

Refolved

That Mr *George Braxton* and Mr *Robert Beverley* are by *William Southerland* Sherif of *King* and *Queen* County returned Burgeffes to Serve in this prefent General Affembly for the Said County of *King* and *Queen* But forafmuch as the Said Return is not made as the Law in that Cafe directs, It is therefore the Opinion of this Committee That the Said Sherif be Sent for to mend his fd Return—

Refolved

That Mr *Jno. Hawkins* and Mr *Richard Covington* are by *Lawrence Taliaferro* Sherif of *Effex* County Returned Burgeffes to Serve in this prefent General Affembly for the Said County of *Effex* But forafmuch as the Said Return is not made as the Law in that Cafe directs It is therefore the Opinion of this Committee That the Said Sherif be Sent for to mend his Said Return—

Refolved.

That this Houfe doth agree with the Committee That Mr *William Southerland* be Sent for in Cuftody to amend his Said Return

Then the Queftion was put

That the Speakers Warrant Iffue Immediately to take the faid *William Southerland* into Cuftody.

It paft In the Negative—

Ordered

That the Same do not Iffue till *Munday* next.

Refolved

That this Houfe doth not agree with the Committee That Mr *Laurence Taliaferro* be Sent for to mend the faid Return

Ordered

That the Same be amended by the Clerk.—

Mr *Corbin* further reports from the Committee of Elections and Priviledges That the Committee had taken into confideration the Petition of *John Bolling* Complaining that Mr *Thomas Randolph* is unduely Elected a Burgefs for the County of *Henrico* And had agreed upon a report which he read in his place and afterwards delivered the Same in at the Table where the Same was again read and it is as follows.—

Refolved

That the Said Petition be heard on *Monday* the twenty firft day of this Inftant *November*, and that Mr *Speaker* be defired to Iffue his Warrant to Sumon the Severall

Witneffes

Witneſſes to be named by each party to appear before this Committee on the Said Twenty firſt day of this Inſtant *November*.

Reſolved

That this Houſe doth agree with the Committee That Mr *Speaker* be deſired to Iſſue his warrant to Sumon the Said Witneſſes—

Ordered

That the Depoſition of *John Woodſon* who is now in Town, be taken before the Committee of Elections and Priviledges, in behalf of the Said *Thomas Randolph* and that a Copy thereof be ſent to the Said *John Bolling*.—

Mr *Corbin* further reports from the Committee of Elections and Priviledges That the Committee had taken into conſideration the Petition of Mr *Edwin Conway* complaining That the Sherif of *Lancaſter* County had appointed the day for Election of Burgeſſes in the ſaid County contrary to Law. And that Several ffreeholders never heard the writ publiſhed And therefore were not preſent at the ſaid Election. And had agreed upon a report which he read in his place and afterwards delivered the Same in at the Table where the ſame was again read and it is as follows.—

It appears to this Committee That the ffreeholders of the ſaid County had Sufficient notice of the day for the Said Election. And therefore are of Opinion That the Said Petition be rejected.—

A Debate ariſing upon the Said report.

Reſolved

That the Same be adjourned til tomorrow—

Mr *Corbin* further reported from the Committee of Elections and Priviledges That they had had under their conſideration the Petition of Mr *Daniel McCarty* complaining That Mr *Thomas Lee* is unduly Elected a Burgeſs for the County of *Weſtmorland* and had agreed upon a report which he read in his place and then delivered the ſame in at the Table where it was again read And being amended is as follows.—

Upon reading the Petition of Mr *Daniel McCarty* Complaining that Mr *Thomas Lee* is unduly Elected a Burgeſs for the County of *Weſtmorland*, the ſaid Mr *Lee* appeared and agreed That *John Chilton Thomas Newton* and *George Turberfield* Gentl. Juſtices of the peace for the Said County or any Two of them ſhould take the Depoſitions of the Several Witneſſes in the Countys of *Weſtmorland Richmond* and *Stafford* for and in behalf of both partys. And that Mr *Speaker* be deſired to Iſſue his Warrant to Sumon the Several Witneſſes to be named by each party to the Sherif of the Countys. And that their Depoſitions taken by the Said Juſtices as aforeſaid be tranſmitted to this Committee by the Twenty Second day of this Inſant being the day appointed for the hearing of the Said Petition.—

Reſolved.

That this Houſe doth agree to the Said report That the Speaker be deſired to Iſſue his Warrant to Sumon the Said Witneſſes.

Adjourned til tomorrow Eleven a Clock in the Morning

Wedneſday November the 9th 1720.

THE Houſe Reſolved into a Committee of the whole Houſe further to proceed in the conſideration of the Govern^{rs} Speech—

Mr *Speaker* left the chair

Mr *Clayton* took the Chair of the Committee

Mr *Speaker* reſumed the Chair.—

Mr *Clayton* reports from the Said Committee That they had had under their conſideration Some parts of the Governours Speech, and had agreed upon a Report, which he read in his place and afterwards delivered the Same in at the Table where it was again twice read and agreed to And it is as followeth *viz*.

Reſolved

Reſolved

That the Houſe by their addreſs hath already anſwered all the matters contained in the Governours Speech Except thoſe mentioned in the Two laſt Paragraphs.—

Reſolved.

That a Naval fforce is the only Securety and beſt defence of the harbours of this Country.

Reſolved.

That application be made to his Majeſty accordingly

Reſolved

That Such Ships of Warr as ſhall from time to time be appointed to Guard the Coaſts and Harbours of this Colony will be of better Service if the Same be obtained to be under the Immediate direction of the Governour of *Virginia* for the time being.

Reſolved

That the Governour be deſired to lay before the Houſe his Letter to Colonel *Schyler* mentioned in the Letter of the Lords Commiſſ^rs for Trade and Plantations by him refer'd to in his Speech Together with any other Papers he ſhall think neceſſary towards giving the Houſe greater Light into the buſineſs of the treatys with the five Nations of Northern Indians or Securing the ffrontiers of this Colony.—

Reſolved

That this Houſe will tomorrow reſolve it Self into a Committee of the whole Houſe further to conſider the Governours Speech.—

Ordered

That M^r *Corbin*, M^r *Robinſon* M^r *Merewether*, M^r *Grymes*, M^r *William Randolph* M^r *Cole*, M^r *Blair*, M^r *Lee* and M^r *Mumford* Do attend the Governour and deſire him to lay before this Houſe his Letter to Colonel *Schyler* menc̃oned in the Letter of the Lords Commiſſ^rs for Trade and plantations by him refer'd to in his Speech Together with any other Papers he ſhall think neceſſary towards giving the Houſe greater Light into the Buſineſs of the Treaties with the five Nations of Northern Indians or Securing the ffrontiers of this Colony.—

A Petition of M^r *Charles Grymes* complaining of an undue Election and Return of *Charles Barber* Gentlm. to Serve in this preſent General Aſſemby for the County of *Richmond* was read.—

Ordered

That the Same be refer'd to the conſideration of the Committee of Elections and Privileges to Examine the matter and report their Opinions therein to the Houſe.—

M^r *Corbin* reports That the perſons appointed had according to Order attended the Governour to deſire him to lay before this Houſe his Letter to Colonel *Schyler* Together with any other Papers he ſhall think neceſſary towards giving the Houſe greater Light into the Buſineſs of the Treaty with the five Nations of Northern Indians or Securing the ffrontiers of this Colony. And that the Governour was pleaſed to Say he would Send Copies of them—

Ordered

That the Speaker Iſſue his Warrant to Summon Such Witneſs^s to appear the Sixteenth of this Inſtant *November* before the Committee of Elections and Priviledges then and there to be Examined touching the Complaint of *Joſhua Curl* againſt *Anthony Armſtead* a Member of this Houſe as ſhall be named by each Party.—

The Houſe Reſumed the adjourned Debate on the report of the Committee of Elections and Privileges made upon M^r *Edwin Conoways* petition—

Ordered

That M^r *William Ball* and M^r *James Ball* withdrew during the Said Debate—

After a Debate the Queſtion was put

That the Report of the Committee That the Petition of M^r *Edwin Conoway* be rejected be agreed to—

Reſolved In the Affirmative

Adjourned til tomorrow morning. Eleven a Clock.

Thurſday

Thurſday November the 10th 1720.

A PETITION of *Henry Coulton* praying to be relieved out of Priſon was read.

Reſolved

That the Same be rejected—

Mr *Clayton* laid before the Houſe an Account of the Charges of the Monument Erected to the Memory of Colo *Nott* late Governour of this Colony.—

Ordered

That the Same be refer'd to the conſideration of the Comtee of Publick Claimes to Examine the matter and report their Opinions therein to the Houſe—

Ordered

That *Peter Beverley* Eſqr Treaſurer of the Dutys upon Liquors and Slaves do lay his Accounts thereof before this Houſe—

A Petition of Sundry Inhabitants of the County of *Eſſex* Complaining of Several hardſhips Impoſed on them by the Militia Court lately held in that County and praying Relief therein was read.—

Ordered.

That the Same do lye on the Table—

A Petition of *William Southerland* Sherif of the County of *King* and *Queen* praying to be admitted to amend his Return was read.—

Reſolved.

That the Same be rejected.—

An account of Several Sums due to the Eſtate of *John Broadnax* deced for Publick Services was with the Leave of the Houſe preſented and received.

Ordered

That the Same be refer'd to the conſideration of the Committee of Claimes to Examine the matter and report their Opinions therein to the Houſe—

Reſolved

That this Houſe will tomorrow Reſolve it Self into a Committee of the whole Houſe further to conſider the Governrs Speech—

Adjourned til Eleven a Clock tomorrow morning

Fryday November 11th 1720.

A WRITTEN Meſſage from the Governour was delivered by Mr *Robertſon*—

Mr. Speaker and Gentlemen of the Houſe of Burgeſſes.

In complyance with your Meſſage of yeſterday I now Send you the Copy of my Letter to Colonel *Schyler* writ to him as preſident of *New York*. the 25th of *January* laſt as alſo a Copy of the Preliminary Articles therein mentioned. And if you incline to have under your preſent Conſideration all the Tranſactions of this Government with the five Nations. I ſhall forthwith Order the Reccords to be Searched. and lay before you all the Publick Treatys Conferences, and Negotiations with thoſe Indians.—

However, I muſt deſire to know the Senſe of this preſent Aſſembly upon the aforeſaid Preliminary Articles, and whether you'l adjudge them to be a Ceremonial that may be waved, or an Eſſential part. which this Government ought to inſiſt on. And likewiſe whether you'l adviſe, and Enable me to Send Commiſſioners to treat at *Albany*. before the five Nations or the Government of *NewYork*. ſhall Return Some anſwer to thoſe preliminarys.

November the 10th 1720— *A. Spotſwood.*

Ordered

That the ſaid Meſſage be referd to be conſidered by the Committee of the whole Houſe to whom the further conſideration of the Governours Speech is referd.—

The

The Houſe Reſolved it Self into a Committee of the whole Houſe further to proceed in the Conſideration of the Governors Speech.—

Mr *Speaker* left the Chair

Mr *Clayton* took the Chair of the Committee.

Mr *Speaker*. Reſumed the Chair.

Mr *Clayton* reports from the Said Committee That they had had under their Conſideration Some parts of the Governours Speech—and and had agreed upon a Vote which he read in his place and afterwards delivered the ſame in at the Table where the Same was again read, and agreed to by the houſe and is as follows—

Reſolved

That a free Conference be deſired with the Council on the Subject matter of that part of the Governours Speech which relates to the Security of the ffrontiers of this Colony.

Reſolved

That this Houſe will again reſolve it ſelf into a Committee of the whole Houſe to morrow. further to conſider the Governours Speech—

Mr *Johnſon* on his Motion has leave to be abſent from the Service of the Houſe til *Tueſday* next.—

Mr *Crawford* on his motion has Leave to be abſent from the Service of the Houſe til *Wedneſday* next.—

Mr *Thomas Randolph* on his motion has leave to be abſent from the Service of the Houſe til *Wedneſday* next—

Ordered

That Mr *Grymes*, Mr *Roſcow*, Mr *James Ball* and Mr *Walk* do carry up the Meſſage to the Council to deſire a free Conference.

Ordered

That Mr *Speaker* Iſſue his warrant to Sumon Such witneſſes to appear the Seventeenth day of this Inſtant before the Comtee of Elections and Priviledges then and there to be Examined touching the Complaint of *John Robinſon* againſt *Gawin Corbin* A Member of this Houſe as ſhall be named by each party.—

Ordered

That Mr *Speaker* Iſſue his Warrant to the Sherifs of *Richmond* and *Weſtmorland* to Sumon Such Witneſſ to appear before *John Tayloe*, *Nicholas Smith* and *James Jugo* Gentlm. Juſtices of the Peace for the Said County a [at] Such time and place as ſhall be appointed, to be Examined touching the Complaint of *Charles Grymes* againſt *Charles Barber* a Member of this Houſe as ſhall be named by each party.—

A Petition of *Chriſtopher Jackſon* praying the direction of this Houſe in the Laying out the Land. Set apart for a Port at *Archers Hope* Creek was read.

Ordered

That the Same do lye on the Table.—

Severall Propoſitions and Grievances from the Countys of

Iſle a Wight. *Charles City*

Accomack—

were Referd to the Committee of Propoſitions and Grievances to Examine the matter and report their Opinion therein to the Houſe.—

Mr *Clayton* reports from the Committee of Propoſitions and Grievances That the Said Committee had had under their conſideration Several of the matters to them referd And agreed upon a report which he read in his place—and afterwards delivered the Same in at the Table. where it was again read.—

Ordered.

That the Same do lye upon the Table and that it be conſidered tomorrow—

Adjourned til tomorrow morning Eleven a Clock.

Saturday

Saturday November the 12th 1720

A MESSAGE from the Council That they have agreed to the free Conference defired by this Houſe in the Meſſage to them, and that they have appointed four of their Members who will meet Such perſons as this Houſe ſhall appoint on *Wedneſday* next at One a Clock in the Conference Chamber.—

Ordered

That Mr *Clayton*, Mr *Corbin*, Mr *Beverley*, Mr *Burwell*, Mr *Robinſon*, Mr *Grymes*, Mr *Wm Randolph* and Mr *Blair* do attend and manage the ſaid Conference.—

Ordered

That the Petition of Sundry Inhabitants of the County of *Eſſex*, complaining of hardſhips Impoſed on them by the Militia Court be referd to the conſideration of the Committee of Elections and Priviledges to Examine the matter and report their Opinion therein to the Houſe.—

Mr *Barber* has Leave, upon his motion to be abſent from the Service of the Houſe til *Tueſday* Seven night—

Reſolved

That this Houſe will reſolve it ſelf into a committee of the whole Houſe, further to conſider the Governrs Speech on *thurſday* next.

Then the Houſe proceeded to take into their conſideration the report of the Committee of Propoſitions and Grievances refer'd to be conſidered this day, and the Same being twice read was agreed to by the Houſe as follows.—

On conſideration of the Propoſition from *New Kent* County relateing to a ffree School being maintained out of the Publick Bank, and of the propoſition from the County of *Princeſs Ann* That ffree ſchools may be erected and maintained in each County and a Competent Maintenance Allowed the Maſter thereof—

Reſolved

That the Same be rejected.—

On conſideration of the Propoſition from *New Kent* County and the Petition from the County of *Stafford* for giving greater Incouragement for the killing of Wolves.—

Reſolved.

That the Reward be augmented to Two hundred pounds of Tobacco for deſtroying each Wolfe and that a Bill be prepared accordingly

On conſideration of the Propoſition from *New Kent* County That the Burgeſſes and all the Charges of this Aſſembly be paid out of the Publick Bank of money after the rate of Ten ſhillings per Cent. for Tobacco And of the Propoſition from the County of *Surry* That the Burgeſſes may be paid out of the Country Money now in bank.—And alſo of the Propoſition from *Princeſs Ann.* That the Charge of Aſſemblys may be defrayed in Some other manner than by a Poll Tax.—

Reſolved

That the Burgeſſes Salarys and all the Charges of this Houſe be pd. out of the Publick money after the Rate of 10 ſhills ℔ Cent for Tobacco—

On conſideration of the propoſition from *New Kent* County to Prohibite the Indians to hunt on the North Side *James* River

Reſolved

That the Same be rejected

On conſideration of the propoſition from *New Kent* County That an Act may be made for the better payment of Publick Dues and Levys and Small Debts at certain places in each pariſh—

Reſolved

That the Same be rejected.—

On Conſideration of the Several Propoſitions from *New Kent* and *Prince George* Countys relating to Tending of Seconds

Reſolved

Reſolved

That a Bill be prepared for putting the Law againſt Tending of Seconds in Execution and for Explaining and amending the ſaid Law.

On conſideration of that part of the Propoſition from *New Kent* County That the fines ariſing by Tending of Seconds may be applyed to the uſe of the County—

Reſolved

That the Same be rejected

On conſideration of that part of the Propoſition from the Said County which relates to Selling of Traſh and falſe packed Tobacco—

Reſolved

That the Same be rejected being already provided for by Law

On conſideration of the Propoſition from the Said County praying that an Appea may be allowed from the Judgment of a Juſtice of the Peace to the County Court.—

Reſolved,

That the Same be rejected.—

On conſideration of the propoſition from the Said County That perſons brought before a Juſtice of the Peace to anſwer a Plea of Debt may be obliged to give Special Bail or plead in Cuſtody.—

Reſolved.

That the Same be rejected

On conſideration of the petition from *Richmond* County praying the Said County may be divided

Reſolved

That the Said County be divided by *Charles*'s *Bever* Dams and from the head thereof by a North Courſe to *Weſtmorland* County and that a Bill be prepared accordingly.

On conſideration of the Propoſition from *New Kent* County That their upper Pariſh of S^{t} *Paul* may be made a County.—

Reſolved

That the Said propoſition be agreed to and that a Bill be prepared accordingly.

On conſideration of the Several Propoſitions from *New Kent* and *King William* County. That a ffery may be appointed over *Pamunkey* River from Sweet hall to the mouth of *Tanks Queen* Creek.

Reſolved

That a ffery be appointed as propoſed, and that the Same be added to the Bill for appointing fferrys over *Matapony* and *Pamunkey*

Ordered

That the Com^{tee} of Propoſitions and Grievances prepare and bring in the Said Bills.—

M^{r} *Clayton* reports from the Committee of Propoſitions and Grievances That the Said Committee had had under their conſideration Several matters to them Referd and had agreed upon a report which he read in his place and afterwards delivered the Same in at the table where it was again read.—

Ordered

That the Same do ly on the Table, and that it be conſidered on *Monday* next.

Adjourned til *Monday* Eleven a Clock in the morning.—

Monday November the 14th 1720.

THE Houſe being informed That the Sherif of *King* and *Queen* attended at the door in Cuſtody of the meſſenger—He was called in and Amended his Return —at the Barr—

Ordered

That he be diſcharged out of Cuſtody paying ffees.—

A Claim from the County of *New Kent* was wth the Leave of the Houſe preſented and Received.

Ordered

Ordered

That the Same be Refer'd to the conſideration of the Committee of Publick Claimes to Examine the matter and report their Opinion thereon to the Houſe.—

Then the Houſe proceeded to the conſideration of the report of the Committee of Propoſitions and Grievances referd to be conſidered this day and the Same was read and is as follows.—

On conſideration of the Propoſition from *Middleſex* County That the Pariſh and County Levys may be the better paid and Delinquences prevented.—

Reſolved

It is the Opinion of this Committee That the Same be referd to the conſideration of the next Seſſion of Aſſembly.—

On conſideration of the propoſition from the Said County That a compleat Collection of all the Laws in force may be printed and fit Numbers diſperſed in every County.—

The Committee being informed That *John Holloway* and *John Clayton* Eſqrs and *William Robertſon* Gentt: have undertaken that work and brought the Same near a Concluſion.—

Reſolved

That is it the Opinion of the Committee That the ſaid perſons be deſired to proceed on the Said work and get the Said Laws printed.

On conſideration of the Propoſition from *Surry* County That no Member of the Houſe have any place of profit from or by any Act made during the time he is a Member.—

Reſolved

That the Same be rejected—

On conſideration of the Propoſition from the Said County to prohibite the Importation of Negros.

Reſolved

That the Same be rejected.

On conſideration of the Propoſition from the Said County That the Tax which ariſeth from the Collecting of Tobacco on the South Side of *Blackwater* Swamp may be abated.

Reſolved

That the Same be rejected

On conſideration of the Propoſition from the Said County That the Law making Negro's Real Eſtate may be repealed.—

Reſolved

That the Same be rejected.—

On conſideration of the Propoſition from the Said County That a Reward may be given for killing of Crowes and Squirrells

Reſolved

That the Same be rejected.—

On conſideration of the Propoſition from *Princeſs Ann* County That a more effectual proviſion be made for Encouragement of the Clergy and regard had to their widdows and Orphans

Reſolved

It is the Opinion of the Committee That the Clergy are provided for by Law and that the Said propoſition be rejected.—

On conſideration of the Propoſition from the Said County That Proviſion be made for Security and defence of the Country.—

Reſolved

It is the Opinion of this Committee That the Same is already conſidered in the anſwer to the Governours Speech.—

The firſt Vote being read a Second time was agreed to.

Reſolved

That the Said Propoſition from *Middleſex* County be referd to the conſideration of the next Seſſion of Aſſembly.—

The

The Second Vote being read a Second time was agreed to.

Reſolved

That Mr. *Holloway*, Mr. *Clayton* and Mr. *Robertſon* be deſired to proceed in the printing the Said Collection of Laws.—

The third, fourth and fifth Votes being read a Second time were agreed to

Reſolved.

That the Said Propoſitions from the County of *Surry* be rejected.—

The Sixth Vote being read a Second time and the Queſtion being put to agree with the Committee.—

It paſſed In the negative—

Reſolved

That a Bill be prepared to Repeal the Laws making Negro's Real Eſtate And that it be refer'd to the Committee of Propoſitions and Grievances.

The Seventh and Eighth Votes being read a Second time were agreed to

Reſolved

That the ſaid Propoſitions, that a Reward be given for killing of Crowes and ſquirrells and for Encouragement of the Clergy &c be rejected—

The ninth Vote being [read] a Second time was agreed to—

Reſolved

That the Security and defence of the Country is already conſidered in the anſwer to the Governours Speech—

Reſolved

That a Bill be prepared for amendment of the Several Laws in force relating to the method of granting and Seating Lands, and that the Same be referd to the Committee of Propoſitions and grievances.—

A propoſition of Sundry perſons for amending the breed of Horſes was with the Leave of the Houſe preſented and read.—

Reſolved

That a Bill be prepared according to the ſaid Propoſition and that the Same be referd to the Committee of Propoſitions and Grievances.

Adjourned til Eleven a Clock tomorrow morning.

Tueſday November the 15th 1720

A BILL for Repealing an Act declaring the Negro, Mulatto and Indian Slaves in this Dominion to be Real Eſtate was read—the firſt time—

Reſolved

That the Bill be read a Second time on *ffryday* next

A Bill for Settleing New fferrys over *Pamunkey* and *Matapony* Rivers was read the firſt time

Reſolved

That the Bill be read a Second time

A Bill for dividing *Richmond* County was read the firſt time

Reſolved

That the Bill be read a Second time

A Bill for dividing *New Kent* County was read the firſt time.

Reſolved

That the Bill be read a Second time—

Mr. *Hamlin* produced a Certifycate of his having taken the Oathes appointed by Act of Parliament to be taken inſtead of the Oathes of Allegiance and Supremacy, the abjuration Oath, the Teſt and Oath of a Burgeſs and took his place.—

A

A Petition of *Abraham Cocke*, praying to be Enabled to Sell certain Intailed Lands in the County of *Henrico* on his fettleing other Lands of greater value in the County of *Prince George* to the Same Uſes was read.—

Reſolved

That a Committee be appointed to Examine the matter of the Said Petition and report their Opinions therein to the Houſe. And It is referd to Mr. *Willm Randolph* and Mr *Mumford*.—

Ordered

That the Several Accounts of money Expended for repairing the Capitol and building the Governours Houſe, Since the laſt aſſembly be laid before this Houſe.—

Reſolved

That Mr. *Hawkins* have leave to go into the Country.

Ordered

That the Committee of Propoſitions and Grievances inſpect the Law concerning Servants and Slaves and prepare a Bill for the Amendment thereof.—

Adjourned til Eleven a Clock to morrow Morning

Wedneſday November 16th 1720.

A PETITION of the principal Inhabitants and ffreeholders on the Weſt Side *Chicohominy* River in the County of *James City* praying that that part of *James City* may be added to *Charles City*, and that the Same be made One Intire pariſh was read.—

Ordered

That the Said Petition be referd to the conſideration of the Comtee of Propoſitions and Grievances to Examine the matter and report their Opinions therein to the Houſe.—

Reſolved

That Mr. *Harriſon* have leave to go into the Country for Recovery of his health—

Peter Beverley Eſqr. Treaſurer of the Dutys on Liquors and Slaves (according to Order) laid his Accounts thereof before the Houſe.—

Ordered

That the Same do lye on the Table.—

Mr. *Clayton* reports from the Conference That the Members appointed had attended the Conference and offered propoſals on the Subject matter of that part of the Governours Speech which relates to the Security of the ffrontiers of this Colony and that the Conferees of the Council anſwered That they deſired time to conſider the matters mentioned in thoſe propoſals and wou'd meet the Conferees of this Houſe in the Conference Chamber tomorrow after prayers.

Ordered

That the Members that managed the laſt Conference do attend and Manage the free Conference tomorrow.—

Ordered

That Mr. *Robinſon* and Mr. *Blair* do carry up the meſſage to the Council

Mr. *Clayton* reports from the Committee of Propoſitions and Grievances That the Said Committee had had under their conſideration Several matters to them refer'd and had agreed upon a report which he read in his place and afterwards delivered the Same in at the Table where it was again twice read and agreed to by the Houſe as followeth

On conſideration of the Propoſition from *Richmond* County That a fferry be appointed over *Rappahanock* River from Colo *Robinſons* Quarter to Mr. *Micons*—

Reſolved

That the Same be rejected

On

On conſideration of the Propoſition from *New Kent* County That the Two uppermoſt Cantons in every ffrontier County may not go out of the pariſh any farther than Some convenient place within the Said Cantons.—

Reſolved

That the Same be rejected.

On conſideration of the Propoſition from *Middleſex* County That a Catechiſt may be provided to Inſtruct Negroes in the Chriſtian Religion.—

Reſolved

That the Same be rejected as Impracticable.—

On conſideration of the Propoſition from the *Iſle* of *Wight* County. That the Burgeſſes County and pariſh Dues be paid out of the Money in Bank.

Reſolved

That that part of the Propoſition relating to the Burgeſſes is already anſwered and that the other part be rejected.—

On conſideration of the Propoſition from the Said County relating to Entrys and Clearing of Goods to and from *North Carolina*

Reſolved.

That the Same be rejected.—

On conſideration of the Propoſition from *Prince George* County That Negro's may be prevented from meeting in great Companys on *Sondays* and Holydaies.

Reſolved

That the Same be rejected being already provided for by Law.

On conſideration of the Propoſition from the ſaid County relateing to takeing up Lands.

Reſolved

That the ſame is propoſed to be releived by a Bill already ordered to be brought in

Mr *Corbin* reported from the Committee of Elections and Priviledges That the ſaid Committee had had under their conſideration the Return of the Writ for the Election of a Burgeſs to Serve in this preſent General Aſſembly for the County of *Prince George* in the room of Mr *Edward Goodrich* deceaſed and were come to a Reſolution thereupon which he read in his place and afterwards delivered the Same in at the Table where it was again read. and agreed to by the Houſe as follows.—

Reſolved

That Mr *John Hamlin* is duly returned a Burgeſs to Serve in this preſent General Aſſembly for the ſaid County of *Prince George*

A memorial of the ffreeholders and Inhabitants of the City of *Williamſburgh* praying That this Houſe will give Such a Sum of money out of the publick Treaſury for the Improving the ſaid City as to them ſhall Seem neceſſary was read.

Ordered

That the ſame do lye on the Table.—

Mr *Willm Randolph* reports That the perſons appointed had (according to Order) Examined the Petition of *Abraham Cocke* and were of Opinion That the Allegations therein were true.

Ordered

That Mr *William Randolph* and Mr *Mumford* prepare and bring in a Bill according to the Prayer of the Said Petition—

A Bill giving a reward for killing of Wolves and repealing all other Acts relating thereto was read the firſt time—

Reſolved

That the Bill be read a Second time.

A Bill for dividing *Richmond* County was read the Second time.

A Bill for ſetling New fferrys over *Pamunkey* and *Matapony* Rivers was read the Second time—

Reſolved

That the ſaid Bill be ingroſſed

Adjourned til Eleven a Clock tomorrow Morning—

Thurſday

Thurſday November the 17th 1720

CLAIMES from the County of *Norfolk* were with the leave of the Houſe received.—

Ordered

That the ſame be refer'd to the Conſideration of the Committee of Claimes to Examine the matter and report their Opinions therein—to the Houſe.—

Mr *Corbin* reports from the Committee of Elections and Priviledges That the Said Committee had had under their conſideration the petition of Mr *Joſhua Curl* complaining of an undue Election and Return of Mr *Anthony Armſtead* to Serve in this preſent General Aſſembly for the County of *Elizabeth City*, and were come to a Reſolution thereupon—which he Read in his place and afterwards delivered the Same in at the Table—And the Same was again read and agreed to as follows.—

Reſolved

That Mr *Anthony Armſtead* is not duly Elected a Burgeſs to Serve in this preſent General Aſſembly.—

Ordered

That Mr *Roſcow* Mr *Ricketts* and Mr *Stith* do attend the Govern[r] and deſire him to order a new writt to Iſſue for Electing a Burgeſs to Serve in this preſent General Aſſembly for the County of *Elizabeth City* in the room of Mr *Anthony Armſtead* unduely Elected.—

Mr *Grymes* having obtained Leave preſented to the Houſe a Bill to Explain and amend part of an Act Intituled *an Act for Regulating the Elections of Burgeſſes for ſetling their Priviledges and for aſcertaining their Allowances* And the Same was read the firſt time.—

Ordered

That the Bill be read a Second time.—

A Bill giving a Reward for killing of Wolves and repealing all other Acts relating thereto was read the Second time

Reſolved

That the Bill be Ingroſſed.

Mr *Clayton* reports the matter delivered at the free Conference.

Ordered

That the conſideration of that report be referd to the Committee of the whole Houſe to which the further conſideration of the Govern[rs] Speech is referd, And that Mr *Clayton* do preſent the Same to the Said Committee.

Reſolved

That this Houſe will tomorrow Reſolve it ſelf into a Committee of the whole Houſe further to conſider the Governours Speech.

Adjourned til Eleven a Clock to morrow morning.

Friday November the 18th 1720.

A BILL for dividing the Pariſh of *Henrico* in the County of *Henrico* was read the firſt time—

Reſolved

That the Bill be read a Second time.—

The Houſe according to order reſolved it Self into a Committee of the whole Houſe further to proceed in the conſideration of the Govern[rs] Speech

Mr *Speaker* left the Chair.

Mr *Clayton* took the Chair of the Committee

Mr *Speaker* Reſumed the Chair.

Mr *Clayton* reports from the Said Com[tee] That they had had under their conſideration, the Subject matter of the Conference on that part of the Governours Speech which relates

relates to the Security of the ffrontiers of this Colony And had agreed upon a report which he read in his place and afterwards delivered the Same in at the Table where it was twice read and with Some amendments agreed to by the Houſe as follows.

Reſolved

That it is neceſſary for the defence and Security of ffrontiers of this Colony That fforts be built at the Two paſſes thro' the Great Ridge of Mountaines. And that the King be addreſſed to Erect and fourniſh the ſaid fforts and to Send over under his Majeſties pay Two Companys of Soldiers of fifty Men each Excluſive of Officers to Garriſon the Same.

Reſolved.

That a Bill be prepared for Erecting Two Countys of Narrow Extent the One to be bounded on the North by *Rappahanock* and the other on the South by *Ronoak* Rivers and to Extend Weſtward to the River on the other ſide the great Mountaines Including the Said paſſes.—

Reſolved

That proviſion be made in the Said Bill That all perſons within the Said Countys be Exempt from paying Publick Levys for Ten Yeares and that the Sum̃ of One Thouſand pounds be given that is to ſay five hundred pounds to be laid out in each of the ſaid Countys for Building a Church and Courthouſe and that each of the Said Counties be One entire Pariſh—

Reſolved

That his Majeſty be addreſſed to remit his Quit Rents of all Lands within the Bounds of the Said Two Countys for Ten yeares and the money which ſhall hereafter become due for Rights upon taking up Lands within the Said Countys.—

Reſolved

That further Proviſion be made in the Said Bill for giving the Sum of One Thouſand pounds for the Arming Such Chriſtian Tythable perſons as ſhall go and Inhabit within the ſaid Countys hereafter (that is to Say) ffor the ffourniſhing each man with One Gun a Bayonet a Cartouch Box Eight Pounds of Bullett and Two pounds of Powder.

Ordered

That the Committee of Propoſitions and Grievances prepare and bring in a Bill according to the ſaid Reſolves.—

The Queſtion was put.—

That it be an Inſtruction to the Said Committee to inſert a Clauſe in the Said Bill, for putting the Said Companys of Soldiers, under the Direction of the Governour and Council of this Colony.—

It paſſed In the Negative.—

Reſolved

That the ſame be inſerted in the Addreſs to his Majeſty.—

Reſolved.

That this Houſe will to morrow Reſolve it ſelf into a Committee of the whole Houſe to proceed further in the conſideration of the Governours Speech.—

M^r^ *Eſcridge* Reports from the Committee of Elections and Priviledges That the ſaid Committee had appointed a Time for the hearing the petition of M^r^ *John Robinſon* Complaining of an undue Election and Return of *Gawin Corbin* Gent. to Serve in this preſent Aſſembly. for the County of *Middſex* And (the ſaid *John Robinſon* having failed to appear at the day) the Said Committee were come to a Reſolution thereupon which he read in his place and afterwards delivered the Same in at the Table where it was again read—and agreed to as followeth.—

Reſolved

That the Said Petition be Rejected.—

Reſolved.

That the Bill for repealing an Act declaring the Negro Mulatto and Indian Slaves in this Dominion to be Real Eſtate be read the Second time to Morrow.—

An

An Ingroſſed Bill Intituled *an Act for dividing* Richmond *County* was read the third time

Reſolved

That the Bill do paſs.—

Ordered.

That Mr. *Robinſon* and Mr. *Woodbridge* do carry the Bill to the Council and deſire their Concurrence thereto.—

Adjourned til Eleven a Clock tomorrow morning.

Saturday November the 19th 1720.

A BILL dividing *New Kent* County was read the Second time.

Reſolved upon the Queſtion.

That the Bill be Ingroſſed.—

A Bill for dividing the Pariſh of *Henrico* in the County of *Henrico* was read the Second time.

Reſolved

That the Bill be Ingroſſed.

A Bill intituled *an Act giving a Reward for killing of Wolves and Repealing all other Acts relating thereto* was read the Third time.

Reſolved

That the Bill do paſs.—

Ordered

That Mr. *Burwell*, Mr. *Bouſh*, and Mr. *Preſly* do carry the Bill to the Council and deſire their Concurrence thereto—

A Bill for the more Effectual preventing the Tending of Seconds was read the firſt time

Reſolved

That the Bill be read a Second time.—

Ordered

That Mr. *Grymes* Mr. *Roſcow* and Mr. *Jones* Inſpect and Examine the Treaſurers Accounts and Report their Opinions therein to the Houſe—

A paper Subſcribed by Sundry Inhabitants of *King* and *Queen* Complaining of great Damages done by Crows ffoxes and Squirrels and propoſing that Rolling houſes be appointed on the Rivers was read.

Ordered.

That the ſame be referd to the conſideration of the Committee of Propoſitions and Grievances to Examine the matter and report their Opinions therein to the Houſe.

A Petition of *John Tyler* praying an Allowance for his Negro man *Priamus* who had his Right Arm ſhot of and his other Arm and Several parts of his Body very much Shattered and wounded as he was firing the great Guns the 20th day of *October* 1719 being the Anniverſary of his Majeſties Coronation was read.

Ordered

That the Same be refer'd to the conſideration of the Committee of Claims to Examine the matter and report their Opinions therein to the Houſe.

The petitions of *Chicheley Corbin Thacker* praying to be allowed as uſual for the Services by him done in the Secretary's Office and General Court as Clerk thereof and that an allowance be made to the Eſtate of *William Cocke* Eſqr. late Secretary for Iſſuing Two Writs for Election of Burgeſſes were read.—

Ordered

That the Same be referd to the conſideration of the Committee of Claimes to Examine the matter and report their Opinions therein to the Houſe.

A

A Propoſition of *James Shields* for making alterations in the Publick Goal was read.

Ordered

That the Same be referd to the conſideration of the Committee of Propoſitions and Grievances to Examine the matter and report their Opinions therein to the Houſe.—

Ordered

That the Houſe be called over on *Monday* at Twelve a Clock.

Then the Houſe Reſolved it Self into a Committee of the whole Houſe to proceed further in the conſideration of the Governours Speech.—

Mr *Speaker* left the Chair

Mr *Clayton* took the Chair of the Committee

Mr *Speaker* Reſumed the Chair

Mr *Clayton* reports from the ſaid Committee That they had had under their conſideration part of the Governours Speech and had agreed upon a report which he read in his place and afterwards delivered the Same in at the Table where it was again read and agreed to by the Houſe as follows.—

Reſolved

That the diſarmed Condition of the Militia be referd to the conſideracon of the next Seſſion of Aſſembly.

Reſolved

That the Inconvenient Length of Some Countys has been already conſidered And that the Inconvenience of any other Countys be conſidered when the Same ſhall be propoſed.—

Reſolved

That this Houſe will again Reſolve it Self into a Committee of the whole houſe on *Monday* next. further to proceed in the Conſideration of the Governours Speech.—

A Bill for repealing an Act declaring the Negro Mulatto and Indian Slaves in this Dominion to be Real Eſtate was read the Second time.

Reſolved upon the Queſtion.

That the Bill be Rejected.—

Reſolved

That Mr *Clayton* and Mr *Blair* have Leave to bring in a Bill for Remedying the Inconvenient Length of the Countys of *New Kent James City* and *York*.—

Adjourned til *Monday* Eleven a Clock in the morning.—

Monday November 21st 1720.

A BILL to Explain and amend part of an Act Intituled *an Act for regulating the Elections of Burgeſſes for Setling their Priviledges and for aſcertaining their Allowances* was read the Second time—

Reſolved

That the ſaid Bill be committed to the Committee of Propoſitions and Grievances for Amendments.—

Mr *Clayton* laid his Accounts of money received for Lots in the City of *Williamsburgh*, and diſburemſents in repairing the Capitol.

Ordered.

That Mr *Grymes*, Mr *Roſcow* and Mr *Jones* inſpect and Examine the Said Accounts, and report their Opinions therein to the Houſe—

Several Claimes from the County of *Iſle* of *Wight* were with the Leave of the Houſe received.

Ordered

That the Same be referd to the Committee of Claimes to Examine the matter and report the ſame with their Opinions therein to the Houſe.

A Bill to Enable *Abraham Cock* to Sell certain Intailed Lands and for ſetling other Lands to the Same uſes was read the firſt time—

Reſolved

That the Bill be read a Second time

The Houſe according to Order was called over.

Reſolved

That the abſent Members be Excuſed.

A Bill intituled *an Act for dividing* New Kent *County* was read the third time And an amendment was made therein—

Reſolved

That the Bill with the Amendment do paſs.—

A Bill intituled *an Act for dividing the Pariſh of* Henrico *in the County of* Henrico was read the Third time.

Reſolved

That the Bill do paſs.

A Bill intituled *an Act for ſetling New fferrys over* Pamunkey *and* Matapony *Rivers* was read the third time—

Reſolved

That the Bill do paſs—

Ordered

That the Committee of Propoſitions and Grievances do carrye up the Bills to the Council and deſire their Concurrence thereto

Ordered

That the memorial of the ffreeholders and Inhabitants of the City of *Williamſburgh* be refer'd to the Committee of Propoſitions and Grievances to Examine the matter and report the Same with their Opinions therein to the Houſe.

Then the Houſe according to Order Reſolved it Self into a Committee of the whole Houſe further to proceed in the conſideration of the Governours Speech.

Mr. *Speaker* left the Chair

Mr. *Clayton* took the Chair of the Comtee

Mr. *Speaker* reſumed the Chair

Mr. *Clayton* reports from the Said Comtee That they had had under their Conſideration that part of the Governours Speech relating to Treaties with the five Nations of Northern Indians Together with the Sentiments of the Lords Commiſſrs for Trade and Plantations thereupon and that they had likewiſe conſidered the Governours written Meſſage to this Houſe with his Letter to Colo *Schyler* and the Preliminary Articles therein mentioned. And had agreed upon a report which he read in his place, and afterwards delivered the Same in at the Table where the Same was again twice read and agreed to by the Houſe and it is as follows.

Reſolved

That it is abſolutely neceſſary That the Preliminary Articles mentioned in the Governours written Meſſage be conceded by the Indians of the five Nations to the Government of *Virginia* before any formal Treaty for renewing the Covenant Chain.

Reſolved

That the Governr be not adviſed or Enabled to Send Commiſſrs to Treat with the Said five Nations at *Albany*. before they or the Government of *New York* ſhall return Some Satisfactory Anſwer to thoſe Preliminarys.

Reſolved

That an addreſs be prepared to the Governour in anſwer to So much of his Speech as relates to the Treatys with the five Nations of Northern Indians, and that the Council be deſired to Concur in the Same.

Reſolved

That a free Conference be deſired with the Conferees of the Council on the Subject matter of the laſt Conferences tomorrow at One a Clock And that Mr *Grymes*, Mr *Johnſon*, and Mr *Teackle* do go up with the Meſſage to the Council.—

Ordered

Ordered

That the members that managed the laſt free Conference do attend and manage this free Conference—

Adjourned til to morrow Eleven a Clock in the Morning.

Tueſday November the 22d 1720

A MESSAGE from the Council, That they had agreed to meet this Houſe at a free Conference in the Conference Chamber.—

Mr. *Clayton* laid before the Houſe Several Accounts of the Diſburſements in the building the Governours Houſe, the Church Magazine and Priſon—

Ordered

That the Said Accounts be referd toMr. *Grymes*, Mr. *Roſcow*, and Mr. *Jones*, to Inſpect and Examine the Same and report their Opinions therein to the Houſe.—

Mr *Corbin* reports from the Committee of Elections and Privileges that they had had under their Conſideration the Petition of Mr. *John Bolling* Complaining of an undue Election of Mr. *Thomas Randolph* to Serve in this Preſent General Aſſembly for the County of *Henrico* and had agreed upon a report which he read in his place and afterwards delivered the Same in at the Table where the Same was again read. and with an Amendment agreed to by the Houſe as follows.—

Reſolved

That the Said Mr. *Bolling* hath failed to prove his Said Complaint or any part thereof And that the Same is frivilous and Scandalous—

Reſolved

That the Said Petition be Rejected.—

A Bill to Enable *Abraham Cocke* to Sell Certain Intailed Lands and for Setling other Lands to the Same Uſes, was read the Second time.

Reſolved

That the Bill be Ingroſſed—

A Bill for the more effectual preventing the Tending of Seconds was read the Second time.—

Reſolved

That the Bill be Ingroſſed—

A Petition of *Chicheley Corbin Thacker* praying an Allowance for making out Eight hundred and fifty Commiſſions for the Militia of this Country and Twenty of the Governours L'res of Directions to the County Lievtenants for regulating the Militia was read—

Reſolved upon the Queſtion—

That the Said Petition be rejected—

Reſolved

That Mr. *Willis* have Leave to be abſent from the Service of the Houſe til *Munday* next.—

Mr. *Clayton* reports from the Conference That the Members appointed had attended the Conference, and communicated to the Conferees of the Council, the Reſolves of this Houſe relating to the ffrontiers And that they anſwered they would report the Same to the Council and Send their Anſwer to this Houſe.—

Adjourned til to morrow Eleven a Clock in the Morning.—

Wedneſday November the 23d 1720.

MR *Lear* produced a Certifycate of his having taken the Oathes appointed by Act of Parliament to be taken inſtead of the Oathes of Allegiance, Supremacy, the abjuration Oath, The Teſt and Oath of a Burgeſs and took his place—

A Bill intituled *an Act to Enable* Abraham Cock *to Sell certain Intailed Lands and for Settleing other Lands to the Same uſes.* was read the third time—

Reſolved

Reſolved

That the Bill do paſs—

A Bill intituled *an act for the more effectual preventing the tending of Seconds* was read the third time—

Reſolved

That the Bill do paſs.

Ordered

That the Committee of Propoſitions and Grievances carry the Bill to the Council and deſire their Concurrence thereto—

A Propoſition of *John Holt* for keeping the fferry at *Hog* Iſland and building a bridge over the Creek which divides the Same from the Main was read.—

Ordered

That the Same be refer'd to the Committee of Propoſitions and Grievances to Examine the matter and report their Opinions therein to the Houſe.

Mr. *Clayton* reports from the Committee of Propoſitions and Grievances That they had had under their Conſideration Several of the matters to them refer'd and had agreed upon a report which he read in his place and afterwards delivered the Same in at the Table where it was again read and upon the Queſtion agreed to and is as follows.—

On conſideration of the Propoſitions from *Prince George* County That the Pariſh of *Martin Brandon* and the parts of the Several Pariſhes of *Weynoak Weſtopher* and *Briſtol* which lye in the aforeſaid County of *Prince George* may be diſſolved and made Two Pariſhes.

Reſolved

That that part of *Weſtopher* and *Weynoak* pariſhes which lye on the South Side of *James* River and *Martin Brandon* pariſh be One intire Pariſh and that a Chappel be built in *Briſtol* Pariſh on *Stony* Creek near *Joſhua Wynns* plantation and that a Bill be prepared accordingly.—

On conſideration of the Propoſition from *Charles City* County That that part of *James City* County which lyeth on the Weſt Side of *Chicohominy* River may be added to *Charles City* County and that the Said River may be the Bounds of the County, As alſo of the Petition of the Principal Inhabitants and ffreeholders of *James City* County on the Weſt Side of the Said River praying they may be added to *Charles City* County and that the Said County of *Charles City* may be One intire Pariſh.—

Reſolved

That that part of *Weſtopher* and *Weynoak* Pariſhes lying on the North ſide of *James* River and that part of *Wallingford* Pariſh above *Chicohominy* River be our [one] Intire Pariſh and that that part of the Propoſition which relates to the County is reaſonable And that a Bill be prepared accordingly.—

On conſideration of the Several Petitions from the Upper Inhabitants of *Eſſex* and Sundry Inhabitants of *King* and *Queen* Countys praying That a convenient County may be cut off from the heads of *Eſſex*, *King* and *Queen* and *King William* Countys and that the Lower parts of the Said Three Countys may contribute towards the Publick buildings which muſt be Erected

Reſolved

That the Same have been conſidered in the anſwer to the Governours Speech.

Ordered

That the Members for *Prince George* and *Charles City* Countys do prepare and bring in a Bill for making that part of *Weſtopher* and *Weynoak* pariſhes which ly on the South Side of *James* River and *Martins Brandons* pariſh One intire pariſh and for building a Chappell in *Briſtoll* pariſh as aforeſaid.—

Ordered

That the Members for *Charles City* and *James City* Countys prepare and bring in a Bill for adding that part of *James City* County which lyeth above *Chicohominy* River to *Charles City* County and for making that part of *Weſtopher* and *Weynoak* Pariſhes which

which lyes on the North ſide *James* River and that part of *Wallingford* pariſh which lyeth above *Chickahominy* River One intire pariſh—

Severall Claimes from *Nanſemond* were by Leave of the Houſe received.

Ordered

That the ſame be refer'd to the Conſideration of the Committee of Claimes to Examine the matter and report the Same with their Opinions therein to the Houſe.

Reſolved upon the Queſtion

That a Committee be appointed to attend the Governour and deſire him to Communicate to them what he thinks proper to be done for the finiſhing the Governours Houſe Gardens and other works which he is Impowered by Law to finiſh and to view all the Improvements that have been made Since *Chriſtmas* 1717 in the Gardens for the Ornament and preſervation thereof and to compute the Charge of the whole and report their Opinions therein to the Houſe; and is it referd to the Committee of Propoſitions and Grievances

A Meſſage from the Council That they deſire a free Conference with this Houſe on the Subject matter of the laſt Conference

Reſolved

That the Houſe doth agree to meet the Council at a preſent free Conference in the Conference Chamber.

Ordered

That the Members that managed the laſt free Conference attend and manage this free Conference.—

Mr. *Clayton* reports That the Members appointed had attended the Conference and that what the Conferees of the Council delivered was to the Effect following.—

That the Council agree That the Reſolves Communicated are proper heads, both for the Addreſs and the Bill

That more proper Bounds may be found for the Southern County Such as were Shewed Yeſterday at the Conference which are referd to be conſidered by the Burgeſſes when the Bill ſhall be prepared.—

That the Pariſh of St. *George* being Erected in the Northern County by Law the Same be diſſolved Seing the like priviledges as were granted to that pariſh are now given to the whole County.

That the Council will Join with the Burgeſſes Addreſs to the King and have appointed Two of their Members to Joyn with Such as the Burgeſſes ſhall name to prepare the Said Addreſs.—

Reſolved

That a Committee be appointed to Joyn with a Committee of the Council in prepareing an Addreſs to the King of the Members following

Mr. *Clayton*— Mr. *Wm. Randolph*
Mr. *Grymes* Mr. *Burwell.*

Reſolved

That it be an Inſtruction to the Comtee that prepares the Bill for Erecting the Two New Counties that proviſion be made for confineing the Soldiers intended to Garriſon the ffort within Certain Limits.—

Adjourned til Eleven a Clock to morrow Morning

Thurſday November the 24th 1720

MR *Clayton* reports from the Committee appointed to prepare Journals of the laſt Seſſion of the laſt Aſſembly and to prepare and draw up a State of the matters then depending and undetermined, That the Committee had agreed upon a report which he read in his place and afterwards delivered the ſame in at the Table where it was again read and is as followeth—

Purſuant to the Order of the Houſe. We having inſpected the Journal of the laſt Seſſion of Aſſembly.—

Do

Do find the Petitions of the upper and Lower Inhabitants of the Pariſh of S^{t} *John* in the County of *King William* for dividing the Said Pariſh were referd to the conſideration of this Aſſembly.

We alſo find the propoſition from *Northampton* County relating to the printing the Laws of this Country and Expoſing the Same to Sale in every County was referd to the conſideration of this Aſſembly.

As alſo the Petition of *Thomas Jones* in behalf of himſelf and other Members of the late *Virginia* Indian Company was refer'd to the conſideration of this Aſſembly.—

As alſo the Memorial of *John Broadnax* was referd to the conſideration of the Aſſembly.—

Reſolved

That the Members for the County of *King William* have leave to bring in a bill for dividing the Pariſh of S^{t} *John* in the ſaid County.

Ordered

That the ſaid Petition of *Thomas Jones* be referd to the conſideracon of the Committee of Claimes to Examine the matter and report the Same with their Opinions therein to the Houſe—

Ordered

That the Said Memorial of *John Broadnax* be referd to the conſideration of the Committee of Propoſitions and Grievances to bring in a Bill according to the Propoſals therein contained if they think the Same neceſſary.—

M^{r} *Clayton* further reports from the Committee of propoſitions and Grievances That they had had under their conſideration Several matters to them referd and had agreed upon a report which he read and afterwards delivered the Same in at the table where it was again read and is as follows.—

Upon the conſideration of the Petition of the Upper Inhabitants of *Accomack* County praying that a Church may be built convenient to the Center of the Said County and not as directed by the Veſtry and that the Miniſter may be obliged to preach at the Churches only and not at the Courthouſe—

Reſolved

That a Church be built upon *Long Love* Branch near *John Taylor*s plantation and a bill be prepared accordingly—

Upon conſideration of the Petition of *James Shields* praying That the publick Goal for Criminals in *Williamſburgh* may be made more Comodious and a houſe built adjoyning to the Same for the Keeper thereof.—

Reſolved

That the Same be rejected.—

On conſideration of the Grievance from *King* and *Queen* County relating to Squirrells ffoxes and Crows.

Reſolved

That the Same be rejected.

On conſideration of the Propoſition from the Said County That Rolling houſes may be appointed on the Rivers.

Reſolved

That the Same be rejected Sufficient Proviſion being already made by Law.

On conſideration of the Propoſition from *New Kent* County That Rangers may be appointed in every ffrontier County.

Reſolved

That the Same be rejected.—

On conſideration of the Propoſition from the Said County That Guns and Swords may be provided for the poorer Sort of the People who are not able to purchaſe the Same.—

Reſolved

That the ſame be conſidered next Seſſion of Aſſembly with the Govern^{rs} Speech relating to the Diſarmed Condition of the Militia.—

On

On conſideration of the Propoſition from the Said County That Lewd Women bringing Baſtards may be puniſhed.—

Reſolved

That the Same be rejected.—

The firſt Reſolve was read a Second time and agreed to.

Reſolved

That the members for *Accomack* have leave to bring in a Bill for Building a Church upon *Long Love* Branch as aforeſaid.—

The Second and third Reſolves were read the Second time and Severally agreed to—

Reſolved

That the Petition of *James Shield* and the Grievance from *King* and *Queen* above mentioned be rejected.—

The fourth Reſolve being read a Second time & the Queſtion being put to agree with the Committee.

It paſſed In the Negative—

Ordered

That Mr. *Beverley*, Mr. *Braxton* and Mr. *Waller* do prepare and bring in a Bill for Explaining and Amending the Law. relating to Rolling Houſes.

The fifth and Sixth Reſolves were again read and Severally agreed to.—

Reſolved

That the Propoſitions from *New Kent* That Rangers be appointed in every ffrontier County be rejected

Reſolved

That the Propoſition from the Said County That Guns and Swords may be provided for the poorer Sort of People be referd to the conſideration of the next Seſſion of Aſſembly.

The Seventh Reſolve was again read and agreed to with an Amendment

Reſolved.

That the Propoſition from the Said County That Lewd women bringing Baſtards may be puniſhed, be rejected the Same being provided for by Law.—

Reſolved upon a Motion—

That the Members for the County of *Northampton* have leave to bring in a Bill for altering the day for holding a Court in the Said County.—

Reſolved

That Mr. *Waller* have Leave to go into the Country upon Extraordinary Buſineſs.

Reſolved—

That a Committee be appointed to conſider what ffees ſhall be allowed to the Officers of the Houſe of Burgeſſs for the Extraordinary buſineſs by them performed and report the Same to the Houſe and It is refer'd to the Committee of Claimes.

A written Meſſage from the Governour was delivered by Mr. *Robertſon*—

Mr. Speaker and Gentl'men of the Houſe of Burgeſſes.

I Send you a Petition which I lately received containing Some Propoſals for Building and keeping a Lighthouſe at Cape *Henry* and at the Same time I inform you that application hath heretofore been made by ſome conſiderable perſons in the Government of *Maryland* To the end the Aſſemblies of both Colonys might be moved to Concur in the like Deſign wherefore if you think fit to come into any meaſures for that purpoſe with a Proviſo That *Maryland* perform their part I ſhall readily hand to the Governour of that Province your reſolutions on that head.—

November the 24. 1720. *A. Spotſwood.*

Reſolved

That this Houſe will on *Wedneſday* next Reſolve it Self into a Comtee of the whole Houſe to conſider the Said Meſſage.—

A Meſſage from the Council That they had agreed to the Bill Entituled *an Act for dividing* Richmond *County with an amendment* To which they deſire the Concurrence of this Houſe

The

The Said Amendment being thrice read was agreed to.—

Reſolved

That a Meſſage be Sent to the Council to acquaint them That this Houſe has agreed to the amendment made by them to the Bill for Dividing *Richmond* County and that Mr. *Robinſon* go up with the Meſſage.—

Mr. *Speaker* complained to the Houſe That Two daies agoe Mr. *Philp. Lightfoot* at the Door of the Houſe of Burgeſſes gave him very affronting Language and accuſed him of betraying his County.—

Ordered

That Mr. *Philip Lightfoot* be Sent for in Cuſtody of the meſſinger attending this Houſe to anſwer at the Barr of this Houſe the Said Affront offered to Mr. *Speaker*.—

Reſolved

That a Meſſage be Sent to the Council That this Houſe has appointed a Committee to Joyn with the Committee of the Council in preparing an Addreſs to the King.

Ordered

That the Committee of Propoſitions and Grievances do Carry the Reſolve of this Houſe for paying the Burgeſſes and Charges of this Aſſembly in Money at the rate of Ten ſhillings a hundred for Tobacco to the Govern[r] and Council and deſire their Concurrence thereto.—

A petition of the upper Inhabitants of S[t] *Pauls* Pariſh in the County of *New Kent* praying to be divided from the ſaid pariſh was read—

Ordered

That the Same do lye on the Table—

Adjourned til Eleven a Clock tomorrow Morning.

Fryday November the 25[th] 1720.

A BILL to divide thoſe parts of the pariſhes of *Weſtopher* and *Weynoak* which lye on the South Side of *James* River from thoſe parts of the Said pariſhes which lye on the North ſide the Said River and for uniting *Weſtopher* and *Weynoak* Pariſhes on the South ſide *James* River to *Martin Brandon* Pariſh in the County of *Prince George* and for Erecting a Chappell in *Briſtol* Pariſh in the Said County was read the firſt time.—

Reſolved

That the Bill be read a Second time.—

Reſolved

That Mr. *Mumford* have leave to be abſent from the Service of the Houſe til *Wedneſday* next.—

Mr. *Corbin* reports from the Committee of Elections and Priviledges That they had had under their conſideration the Petition of Mr. *Daniel M[c]Carty* complaining of an undue Election of Mr. *Thomas Lee* to Serve in this preſent Aſſembly for the County of *Weſtmorland* and had appointed a Day for hearing the Same which being paſt and Mr. *Mac Carty* deſiring a further time might be appointed for the hearing his Said Complaint The Said Committee had thereupon appointed *Wedneſday* next being the Thirtieth day of *November*.

And after a long Debate, the Queſtion was put

That the report of the Said Committee be agreed to—

Reſolved

In the Affirmative—

Mr. *Corbin* further reports from the Said Committee That they had had under their Conſideration the Petition of Mr. *Charles Grymes* Complaining of an undue Election of Mr. *Charles Barber* to Serve in this preſent Aſſembly for the County of *Richmond* and had appointed a Day for hearing the Same which being paſt And the Petitioner not appearing

to

to prove the matter of his Complaint the Said Committee were come to a Reſolution which he read in his place and afterwards delivered the Same in at the Table where the Same was again read and agreed to with an Amendment and is as follows—

Reſolved

That the Said Petition is vexatious and Scandalous and that the ſame be rejected.—

Adjourned til Eleven a Clock tomorrow morning.

Saturday November the 20th [26th] 1720.

ORDERED

That Mr *Bridger*, Mr *Eſcridge*, and Mr *Wm Ball* have Leave to be abſent from the Service of the Houſe til *Tueſday* next.—

A Meſſage from the Council That they have agreed to the Bill intituled *an Act for dividing* New Kent *County* and alſo to the Bill Intituled *an Act to Enable* Abraham Cock *to Sell certain Intailed Lands and for Setling other lands to the Same uſes* That they propoſe Several amendments to the Bill intituled *an Act giving a Reward for killing of Wolves and repealing all other Acts relating thereto*—And to the Bill Entituled *an Act for the more Effectual preventing the Tending of Seconds*—And alſo to the Bill Entituled *an Act for Setling New fferrys over* Pamunkey *and* Matapany *Rivers* to which they deſire the Concurrence of this Houſe.—

And the amendments propoſed to the Bill Intituled *an Act giving a Reward for killing of Wolves and the Repealing all other Acts, relating thereto* And alſo to the Bill Intituled *an Act for the more Effectual preventing the Tending of Seconds* being read Three times were Severally agreed to—

Reſolved

That this Houſe will on *Monday* next conſider the Amendments propoſed by the Council to the Bill intituled *an Act for Setling New fferrys over* Pamunkey *and* Mattapany *Rivers.*

Mr *Armſtead* produced a Certifycate of his having taken the Oathes appointed by Act of Parliament to be taken inſtead of the Oathes of Allegiance and Supremacy, the Abjuration Oath, the Teſt and Oath of a Burgeſs and took his place.—

A Bill for Explaining and amending an Act Entituled *an Act for appointing Rolling Houſes and Publick Landings and aſcertaining the Prices of Storeage* was read the firſt time.

Reſolved

That the Bill be read a Second time—

A Bill to divide thoſe parts of the Pariſhes of *Weſtopher* and *Weynoak* which lye on the South Side of *James* River from thoſe parts of the Said Pariſhes which lye on the North Side the Said River and for uniting *Weſtopher* and *Weynoak* Pariſhes on the South ſide *James* River to *Martin Brandon* Pariſh in the County of *Prince George* and for Erecting a Chappel in *Briſtol* Pariſh in the Said County was read the Second time.—

Reſolved

That the Bill be Ingroſſed.—

Mr *Clayton* reports from the Committee of Propoſitions and Grievances That they had had under their conſideration Several matters to them refer'd and had agreed upon a report which he read in his place and afterwards delivered the Same in at the Table where it was again read.

Ordered

That the Said Report do ly on the Table.

The Houſe being informed That Mr *Philp Lightfoot* attended at the Door in Cuſtody.

After a Debate The Queſtion was put

That Mr *Philp Lightfoot* be called in

Reſolved

In the affirmative—

And

And he being called in, Mr *Speaker* by direction of the Houſe Spoke to him in theſe words.—

Mr *Philip Lightfoot*

You are accuſed That on *Tueſday* the 22d of this month you did in a rude and Inſolent manner give very affronting Language to the Speaker of this Houſe and did accuſe him of betraying his County and that this hapned upon Diſcourse of Some matters that were then depending before this Aſſembly and this was at the door of the Houſe.—

To which Mr *Lightfoot* anſwered in theſe words—

Mr *Speaker*

In Obedience to an order of this Houſe I attend at your Barr in Cuſtody to anſwer an affront offered to you at the door of the Houſe of Burgeſſes.—

It hapned Mr *Speaker* That I was on *Tueſday* laſt in the Piazza of the Capitol and a Diſcourſe was then moved about a Diviſion of *York* County (of which I am an Inhabitant) And I think among others Mr *Speaker* You your Self Spoke Somewhat in favour of Such Diviſion—

As I remember a Petition Subſcribed by many of the Gentn of York County againſt this Project was mentioned And you anſwered That you had Seen it and could See nothing in it upon this I believe I did ask you if you would betray Your County and if theſe words were delivered with Overmuch Earneſtneſs (ſo as to be conſtrued contrary to my Intentions) I cannot but be Sorry for it.

You know very well Mr *Speaker* how a man is to be Conſtrued in other places, his words are to be taken in the moſt mild Sence and I hope it will not be difficult in this Caſe to conſtrue what I Said to you as a Repreſentative of my County as hinting to you the Intereſt of the people rather than affronting you. And accuſeing you of not doing your duty in this houſe and indeed I did hope Mr *Speaker* That the very great reſpect I have Shewn you in your private Capacity might have defended me from a Reſentment on Account of private Converſation and Argument And I am Sure the Regard I ſhall ever have to this Houſe and the Members of it is too Sacred to Suffer me wittingly to affront them on Account of their Duty.

And then withdrew

Ordered

That Mr *Philip Lightfoot* do remain in Cuſtody of the Meſſenger til *Wedneſday* next and that he then attend at the Barr of the Houſe further to anſwer the Speakers Complaint.

Adjourned til Eleven a Clock *Monday* Morning.

Monday November the 28th 1720.

THE Houſe proceeded to take into their Conſideration the Amendments propoſed by the Council to the Bill intituled *an Act for the more Effectual preventing the Tending of Seconds* and the Said Amendments were read and agreed to.—

A Bill for amending the breed of Horſes was read the firſt time.—

Reſolved

That the Bill be read a Second time—

Then the Houſe proceeded to the conſideration of the Report of the Committee of Propoſitions and Grievances made on *Saturday* laſt and the Same was read and agreed to by the Houſe as follows—

On conſideration of the Petition of *John Holt* relating to the ferry on *Hogg* Iſland and building a Bridge over the Creek which parts the Said Iſland from the Main.—

Reſolved—

That a ferry be appointed and kept from Mr *Higgenſons* on *James* River to *Hogg* Iſland and that the ferriage over the Same ſhall be One Shilling for a man and One

ſhilling

ſhilling for a Horſe and that the Court for the County of *Surry* build a Bridge according to Law over the Creek parting the Said Iſland from the Main and order a Road to be laid out to *Hogg* Iſland fferry Point.

And that if the Said *John Holt* preſent Owner of the Said Iſland ſhall refuſe to keep fferry there according to Law That it ſhall be Lawfull for the Court of the Said County to lay of and Value Three Acres of his land and Marſh the moſt convenient for the uſe of Such perſon as ſhall keep fferry there who ſhall pay the Said *Holt* for the Same and that a Bill be prepared accordingly.

On conſideration of the Petition of the Inhabitants of the City of *Williamſburgh* complaining of the Irregularitys of their principal Street and of the want of a Market houſe and the Inconveniency of the Publick Landings and repreſenting That the Cheif Church of this Colony wants Some neceſſary ornaments and praying for a Supply out of the Publick Treaſury for thoſe Uſes.—

Reſolved

That the Sum of One hundred and fifty pounds be given towards making Bridges and Cauſeways in the Main ſtreet and that the Money be paid to Mr *Speaker*, Mr *Clayton* and *Archibald Blair* who ſhall See the Same applyed and Account to the Aſſembly for the Same, and that the other matters in the Said Petition be rejected.—

Ordered—

That the Committee of Propoſitions and Grievances prepare and bring in a Bill according to the firſt Reſolve.—

Ordered

That the Committee of Propoſitions and Grievances do carry the Second Reſolve to the Governour and Council and deſire their Concurrence thereto—

Reſolved

That a Meſſage be Sent to the Council That this Houſe hath agreed to the Amendments propoſed by them to the Several Bills mentioned in their Meſſage of *Saturday* laſt And that the Comtee of Propoſitions and Grievances do go up with the Meſſage.—

A Bill Entituled *an Act to divide thoſe parts of the Pariſhes of* Weſtopher *and* Weynoak *which ly on the South ſide of* James *River from thoſe parts of the Said Pariſhes which lye on the North ſide the Said River and for Uniting* Weſtopher *and* Weynoak *Pariſhes on the South ſide* James *River to* Martin Brandon *Pariſh in the County of* Prince George *and for Erecting a Chappell in* Briſtoll *pariſh in the Said County* was read the Third time

Reſolved

That the Bill do paſs.—

Ordered

That Mr *Hamlin* do Carry the Bill to the Council and deſire their Concurrence thereto—

A Bill for Explaining and amending an Act Entituled *an Act for appointing Rolling houſes and Publick Landings and Aſcertaining the prices of Storage* was read the Second time

Reſolved

That the Bill be Ingroſſed

Adjourned til tomorrow Morning Eleven a Clock.

Tueſday November 29th 1720.

A WRITTEN Meſſage from the Governor was delivered by Mr *Robertſon.*

Mr. Speaker and Gentn

of the Houſe of Burgeſſes.

In anſwer to your Meſſage deſiring me to Communicate to your Committee what I think proper to be done for finiſhing the Governors Houſe Gardens and other works which I am Impowed [Impowered] by Law to finiſh, I take Occaſion to remind you how I became Veſted with that Power and what has followed thereupon—

You

You may obſerve by the Journal of your Houſe in the year 1713 as well as by a Law paſſed the Same Seſſion That I was deſired by the Burgeſſes to take upon me the Care of carrying on and finiſhing the Said works: In Compliance with their Requeſt and in order to Save to the publick the annual Expence of One hundred pounds which had been paid to an Overſeer for Eight years before (even during the time when the Building was entirely at a Stand) I did undertake the Trouble of providing Workmen Labourers and Materials and of directing and Inſpecting their work but I made it an Expreſs Condition that other perſons ſhould have the Charge of the Accounts— However being obliged to Advance my own money to pay the Workmen by reaſon of the deficiency of the Revenue at that time I was drawn in to take Minutes of Diſburſements and to keep Vouchers of the greateſt part of the Accounts, So that the Two Gentl'm: who were appointed for that purpoſe could not when called upon by the Aſſembly make up the Account of the Buildings without my aſſiſtance.

This has given me a greater Trouble than I ever intended to take upon me: and as my Concern in the works has not only induced me to furniſh whatever belonged to me below other Peoples Rates; but alſo led me into generous Gifts of Several particulars So it is obvious that I muſt be a Looſer If I have not been carefully Exact to take and keep a Receipt for every payment that I have made Seeing almoſt every Article of the Accounts now laid before you has been drawn from the Vouchers I produce.—

Whereupon you'l Excuſe me if I decline all future Concern in theſe works and whoever you are pleaſed to appoint to Overſee them may inform you what Stil remaines to be done As he or they may likewiſe have in Charge if you think fit to get juſtly computed and valued the works of the Gardens that are left unrated, Eſpecially Since it Seems to be too Troubleſome an Affair for your Committee to Set about the Computation thereof And that I am loath to offer any Valuation of my own Gardiners and Servants performances

November the 28th 1720. *A. Spotſwood*

Reſolved

That the ſaid Meſſage be conſidered tomorrow

Mr *Clayton* reports from the Committee of Propoſitions and Grievances to whom the Bill to Explain and amend part of an Act Intituled *an Act for regulating the Elections of Burgeſſs for ſetling their Priviledges and for aſcertaining their Allowances* was committed Several amendments made to the Bill which he read in his place and afterwards delivered the Same in at the Table where the Same were Twice read and upon the Queſtion agreed to with an Amendment

Reſolved

That the Bill with the Amendments agreed to be Ingroſſed

A Bill for altering the day for *Northampton* County Court was read the firſt time—

Reſolved

That the Bill be read a Second time—

A Bill for remedying the Inconvenient Length of *New Kent James City* and *York* Countys was read the firſt time

After a Debate

The Queſtion was put,

That the Bill be read a Second time

It paſſed In the Negative

Reſolved

That the Bill be rejected.

A Bill for Enlarging *Charles City* County and conſolidating thoſe parts of the Pariſhes of *Weſtopher* and *Waynoak* on the North Side *James* River and that part of *Wallingford* Pariſh on the Weſt Side *Chicohominy* River was read the firſt time—

Reſolved

That the Bill be read a Second time—

A

A Petition of Sundry of the Inhabitants of *James City* County Setting forth reaſons againſt the ſaid Bill was read.

Ordered

That the ſame do lye on the Table and that the Same be conſidered with the Second reading of the Bill—

Adjourned til Eleven a Clock tomorrow Morning.

Wedneſday November the 30th 1720

A BILL intituled *an Act for Explaining and Amending an Act for appointing Rolling houſes and publick Landings and aſcertaining the prices of Storage* was read the third time.

Reſolved

That the Bill do paſs.

Ordered

That the Committee of Propoſitions and Grievances carry the Bill to the Council and deſire their Concurrence thereto—

A Bill Entituled *a Act to Explain and amend part of an Act Entitled an Act for regulating the Elections of Burgeſſes for Setling their priviledges and for aſcertaining their Allowances* was read the Third time—

Reſolved

That the Bill do paſs.

Ordered

That the Committee of Propoſitions and Grievances carrye the Bill to the Council and deſire their Concurrence thereto—

A Bill for Enlarging *Charles City* County and for Conſolidating thoſe parts of the Pairſhes of *Weſtopher* and *Weynoak* on the North ſide *James* river and that part of *Wallingford Pariſh* on the Weſt ſide of *Chicohominy* River was read the Second time.

A Petition of Sundry Inhabitants of *James City* County was likewiſe read

Reſolved upon the Queſtion—

That the Bill be Ingroſſed.

Mr *Clayton* reports from the Committee of Propoſitions and Grievances That they had had under their conſideration the memorial of *John Broadnax* and had agreed upon a Vote which he read in his place and afterwards delivered the Same in at the Table where the Same was again read and agreed to with an Amendment and is as follows.—

Reſolved

That the matters in the Said Memorial require Remedy and that the Same be provided for in the Bill ordered to be prepared to amend the Act concerning Servants and Slaves.

Reſolved That the Houſe will on *fryday* next conſider the Governours written Meſſage of Yeſterday.

Ordered

That the matter of Mr *Speakers* Complaint againſt Mr *Philip Lightfoot* be referd to the conſideration of the Committee of Elections and Priviledges to Examine the Same and report their Opinions therein to the Houſe—and that the Said Committee Sit for that Purpoſe tomorrow Morning.—

Ordered

That Mr *Lightfoot* ſtil remain in Cuſtody of the Meſſenger

Several Claimes from the County of *Iſle* of *Wight* were with the Leave of the Houſe received

Ordered

That the ſame be refer'd to the conſideration of the Committee of Claimes to Examine the matter and report their Opinions therein to the Houſe.

A

A Meſſage from the Council That they have had under Conſideration the Reſolves of this Houſe of the 21st Inſtant relating to renewing the Treatys with the Indians of the five Nations and do Concur with the Houſe therein

And have alſo agreed to join in an Addreſs to the Governour on the Subject matter of the Said Reſolves and have appointed Two of their Number to Joyn with Such Members as this Houſe ſhall think fit to nominate to prepare the Said Addreſs.—

Ordered

That the Governours written Meſſage of the 24th of *November* be conſidered to morrow in a Committee of the whole Houſe.—

Reſolved

That a Committee be appointed to Join with a Comtee of the Council in preparing an Addreſs to the Governour—of the Members following.—

Mr *Corbin*	Mr *Robinſon*
Mr *Beverley*	Mr *Merewether*

Adjourned til Eleven a Clock to morrow morning.

Thurſday December the 1st 1720

A BILL for dividing St *Johns* Pariſh in the County of *King William* was read the firſt time.

Reſolved

That the Bill be read a Second time—

Ordered

That the Clerk of this Houſe have leave to argue the matter of the Election for the County of *Weſtmorland* before the Committee of Elections and Priviledges as Council for Mr *Lee* the Sitting Member—

Ordered

That the Governors Meſſage of the 24th of *November* be conſidered tomorrow in a Committee of the whole Houſe.—

Adjourned til Eleven a Clock tomorrow Morning

Friday December the 2d 1720

A BILL for amending the Breed of Horſes was read the Second time

Reſolved

That the Bill be committed to Mr *Symmons* and Mr *Bridger*

Mr *Corbin* reports from the Committee of Elections and Priviledges That they had had under their conſideration the matter of Mr *Speakers* Complaint againſt Mr *Philip Lightfoot* and had come to a Reſolution thereupon which he read in his place and afterwards delivered the Same in at the Table where it was again read and is as follows.—

Reſolved

That It is the Unanimous Opinion of this Committee That *Philip Lightfoot* Gent. is guilty of Breach of the Priviledges of this Houſe by Inſulting their Speaker at the door of the Houſe of Burgeſſes in a haughty manner—uttering indecent and reproachfull Language to to him and this without any Previous diſcourſe with him which is Submitted to the conſideracon of the Houſe.

The Queſtion was put

That the report of the Committee be agreed to

The Houſe Divided

Yeas.....41

Noes..... 7

Reſolved

Reſolved

That *Philip Lightfoot* Gent. is guilty of Breach of the Priviledges of this Houſe by inſulting their Speaker at the door of the houſe of Burgeſſes in a haughty manner uttering indecent and reproachfull Language to him And this without any previous Diſcourſe with him.—

Reſolved

That the Said *Philip Lightfoot* Gent: for his Said Offence doth Juſtly deſerve the Cenſure of this Houſe—

And he was called into the Bar and Mr *Speaker* acquainted him with the reſolutions of the Houſe and That they Expected he ſhould make an acknowledgment of his Offence in Such words as were drawn up in writing by their Direction and Should be delivered him.—

And the ſame was delivered and he read as follows.—

Mr *Speaker*

I am Senſible of my great Indiſcretion in the affront I offered to you the 22d of *November* laſt at the Door of this Houſe by uttering in a haughty manner indecent and reproachfull Language to you—I am heartily Sorry that I have committed this Offence and do ſincerely beg pardon of every Member of this Houſe and of you Mr *Speaker* in particular

Ordered That

Mr *Philip Lightfoot* be diſcharged out of Cuſtody of the Meſſenger paying his ffees.—

Mr *Corbin* further reports from the Committee of Elections and Priviledges That they had had under their conſideration the Return of the Writ of the Election of a Burgeſs to Serve in this preſent General Aſſembly for the County of *Elizabeth City* and had come to a Reſolution thereupon which he read in his place and afterwards delivered the Same in at the Table where it was again read and agreed to and is as follows.—

Reſolved

That Mr *Anthony Armſtead* is duly returned a Burgeſs to Serve in this preſent General Aſſembly for the ſaid County of *Elizabeth City*.—

A Bill for dividing St *John*s pariſh in the County of *King Will*m was read the Second time.—

Reſolved

That the Bill be committed to Mr *Waller* and Mr *Johnſon*—

A Meſſage from the Council That they have paſt the Bill Entituled *an Act for dividing the Pariſh of* Henrico *in the County of* Henrico with amendments to which they deſire the Concurrence of this Houſe The Amendment made at the end of the Bill in theſe words (towards building the Two Churches) was read and agreed to—

The Clauſe propoſed to be added at the end of the Bill was read and diſagreed to.—

Ordered That

Mr *Wm Randolph* and Mr *Thomas Randolph* do acquaint the Council That this Houſe hath agreed to the Amendment by them made at the End of the Said Bill in theſe words (towards Building the Said Two Churches) and diſagreed to the Clauſe by them propoſed to be added to the Said Bill And that this Houſe deſire their Concurrence to the Same without the Said Clauſe.—

A Bill for altering the Day for *Northampton* County Court was read the Second time and an Amendment was made therein

Reſolved

That the Bill with the amendment be Ingroſſed

A Bill inlarging *Charles City* County and for conſolidating thoſe parts of the Pariſhes of *Weſtopher* and *Weynoak* on the North ſide *James* River and that part of *Wallingford* Pariſh on the Weſt Side *Chicohominy* River was read the third time.—

Reſolved

That the Bill do paſs—

Ordered

Ordered

That Mr *Stith* and Mr *Harwood* do carry the Bill to the Council and desire their Concurrence thereto.—

Then the House resolved into a Committee of the whole House to consider of the Governours written Message of the 24th of *November*

Mr *Speaker* left the Chair

Mr *Clayton* took the Chair of the Committee—

Mr *Speaker* resumed the Chair.—

Mr *Clayton* reports from the Said Committee That they had had under their consideration part of the Said Message and had agreed upon a Vote which he read in his place and afterwards delivered the Same in at the Table where the Same was again read and agreed to and is as follows.—

Resolved

That a Lighthouse at Cape *Henry* will be usefull and of great advantage to all Ships that shall come within the Capes of *Virginia*—

Resolved

That this House will again resolve it Self into a Committee of the whole House to morrow further to consider the said message

Ordered

That the Governours message of the 29th of *November* be considered tomorrow—

Adjourned til Eleven a Clock to morrow Morning

Saturday November [December] the 3d 1720

MR *Clayton* reports from the Committee of Propositions and Grievances That They had had under their Consideration the Petition from *Stafford* County to them referd and had agreed upon a Report which he read in his place and afterwards delivered the Same in at the Table where the Same was again read and is as follows.—

On consideration of the Petition from *Stafford* County complaining of Grants of large Tracts of Land in the Said County the Bounds whereof cannot be known by reason the Grantees have not Surveyed the Same, and are unwilling so to do in Expectation other persons will Ignorantly enter on and save the Said Lands and praying Relief therein.—

The Committee being informed That the Tract called *Brent Town*, the Tract now belonging to Mr *Henry ffitzhugh* and *Henry ffitzhugh* the Younger and the Tract belonging to *Edward Jefferys* Esqr are the Said Tracts mentioned in the Said Petition—

Resolved

That the Several Proprietors of the Said Tracts shall Survey or cause to be Surveyed the Said Several Tracts of Land within three yeares next coming or on failure thereof That any other person shall be at Liberty to Enter for and hold the Same

The said report was read a Second time—

Resolved

That this House doth agree with the Committee and That a Bill be prepared accordingly.—

Ordered

That the Committee of Propositions and Grievances prepare and bring in the Said Bill.—

A Bill for the better Discovery and Securing his Majesties Quit Rents was read the first time—

Resolved.

That the Bill be read a Second time—

A Bill for Erecting the Counties of *Spotſylvania* and *Brunſwick*. and granting certain Exemptions and benefits to the Inhabitants thereof was read the firſt time—

Reſolved

That the Bill be read a Second time—

A Bill for appointing a fferry over *James* River to *Hogg* Iſland and building a Bridge over the Creek which Seperates the ſaid Iſland from the Main was read the firſt time—

Reſolved

That the Bill be read a Second time—

Mr *Waller* reports That the perſons to whom the Bill for dividing St *Johns* Pariſh in the County of *King William* was committed had made Several Amendments to the Bill, which he read in his place and afterwards delivered the Same in at the Table where the Same was Twice read and agreed to—

Reſolved

That the Bill with the Amendments be Ingroſſed—

A Bill Intituled *an Act for altering the Day of* Northampton *County Court* was read the Third time—

Reſolved

That the Bill do paſs—

Ordered

That Mr *Harmanſon* carry the Bill to the Council and deſire their Concurrence thereto—

Reſolved

That this Houſe will on *Monday* next Reſolve into a Committee of the whole Houſe farther to conſider the Governours written Meſſage of the Twenty fourth of *November*

Ordered.

That the Governors written Meſſage of the 29th of *November* be conſidered on *Monday* next.

Adjourned til Eleven a Clock *Monday* morning.

Monday December the 5th 1720.

A BILL for Erecting the Counties of *Spotſylvania* and *Brunſwick* and granting certain Exemptions and Benefits to the Inhabitants thereof was read the Second time—

Reſolved

That the Bill be committed to the Committee of Propoſitions and Grievances

A Bill for the better diſcovery and Securing his Majeſties Quit Rents was read the Second time.—

Reſolved

That the Bill be Ingroſſed.—

A Bill for appointing a fferry over *James* River to *Hogg* Iſland and building a Bridg over the Creek which Seperates the Said Iſland from the Main was read the Second time.—

Reſolved upon the Queſtion

That the Bill be committed to the Committee of Propoſitions and Grievances.—

A Bill intituled *an Act for dividing* St Johns *Pariſh in the County of* King William was read the Third time—

Reſolved.

That the Bill do paſs.

Ordered

That Mr *Waller* and Mr *Johnſon* do carry the Bill to the Council and deſire their Concurrence thereto—

A Bill for the Building a Church in the Pariſh of *Accomack* was read the firſt time.

Reſolved

Reſolved

That the Bill be read a Second time.

A Petition of *Hugh Jones* praying the Sum̃ of Thirty pounds may be allowed to be laid out in Prayer books a Surplice and Cuſhions for the uſe of the Houſe of Burgeſſes when they go to Prayers was read—

Ordered

That the ſame do lye on the Table.—

Then the Houſe Reſolved into a Committee of the whole Houſe further to conſider the Governors written Meſſage of the 24th of *November*.

Mr *Speaker* left the Chair

Mr *Clayton* took the chair of the Committee

Mr *Speaker* reſumed the Chair

Mr *Clayton* reports from the Said Committee That they had had under their further conſideration the Governours written Meſſage of the 24th of *November* and had agreed upon a Vote which he read in his place and afterwards delivered the Same in at the Table where the Same was again read and agreed to as follows.—

Reſolved

That a Lighthouſe be built and maintained at Cape *Henry* at the Charge of the Colony of *Virginia* Provided the Province of *Maryland* will contribute One hundred and fifty pounds Sterl. towards Building. and Eighty Pounds Sterling per annum for maintaining the Same forever.—

Ordered

That a meſſage be prepared to the Governor to acquaint him with the Reſolves of this Houſe made upon the conſideration of his Meſſage of the 24th of *November* And it is refer'd to the Committee of Propoſitions and Grievances.—

Then the Houſe proceeded to the conſideration of the Governrs written Meſſage of the 29th: of *November* and the Same was read.—

Ordered

That Mr *Corbin*, Mr *Blair*, and Mr *Stith* do inſpect the Governours Houſe and other Buildings which the Governour is Impowered by Law to finiſh And that Mr *Henry Cary* be deſired to attend them and to Compute the Charge of what is further neceſſary to be done therein And that the Said Committee report the ſame to the Houſe—

Ordered.

That the Said Meſſage be further conſidered on *Wedneſday* next—

Adjourned til Eleven a Clock to morrow Morning.

Tueſday December the 6th 1720

ORDERED

That Mr *Walk* have Leave to go into the Country for a week from *Saturday* next.—

A Claim of *John Randolph* Clerk of the Houſe for divers Copies of Orders Reſolves, meſſages Addreſſes and Bills delivered Mr *Merewether* by order of the laſt Seſſion of the laſt aſſembly was with the Leave of the Houſe received.

Ordered.

That the Same be refered to the Committee of Claimes to Examine the matter and report their Opinions therein to the Houſe—

Mr *Clayton* reports from the Committee of Propoſitions and Grievances to whom the Bill for Electing the Countys of *Spotſylvania* and *Brunſwick* and granting certain Exemptions and benefits to the Inhabitants thereof. And the Bill for appointing a ferry over *James* River to *Hog* Iſland and building a Bridge over the Creek which Seperates the ſaid Iſland from the Main were committed—Severall amendments made to the Bills which he read in his place and afterwards delivered the Same in at the Table where the Same were again twice read and Severally agreed to.—

Reſolved

Reſolved

That the Bill with the Amendments be Ingroſſed—

A Bill for the Building a Church in the Pariſh of *Accomack* was read the Second time and an Amendment was made therein—

Reſolved

That the Bill with the amendment be Ingroſſed.

A Meſſage from the Council That they do not inſiſt on the Clauſe by them propoſed to be added at the End of the Bill Intituled *an Act for dividing the Pariſh of* Henrico *in the County of* Henrico, and have paſſed the ſaid Bill with the Amendment agreed to by this Houſe

And that they have paſſed the Bill intituled *an Act for Explaining and amending an Act entituled an Act for appointing Rolling houſes and publick Landings and aſcertaining the prices of Storage*

A Bill further declaring what ſhall be account'd a Sufficient Seating Planting Cultivating and Improving Lands was read the firſt time—

Reſolved.

That the Bill be read a Second time—

Mr *Corbin* reports from the Committee of Elections and priviledges That the Committee had agreed upon a report touching the Election of Mr *Thomas Lee* to Serve in this preſent General Aſſembly for the County of *Weſtmorland* which he read in his place and afterwards delivered the Same in at the Table where the Same was again read.

After a Debate the Queſtion was put.

That the ſaid report be refered to the conſideration of a Committee of the whole Houſe—

Reſolved

In the Affirmative

Then the Queſtion was put

That the Houſe do now reſolve it Self into a Committee of the whole Houſe to conſider the Said report.—

Reſolved

In the Affirmative

And the Houſe accordingly Reſolved it Self into a Committee of the whole Houſe and Mr *Speaker* left the Chair

Mr *Grymes* took the Chair of the Committee

Mr *Speaker* reſumed the Chair

Mr *Grymes* reports from the Said Committee That they had had under their conſideration the report of the Committee of Elections and Priviledges touching the Election of Mr *Thomas Lee* to Serve in this preſent General Aſſembly for the County of *Weſtmorland* and had made Some progreſs therein but not having time to go thro' the Same, had directed him to move for leave to Sit again.

Reſolved

That this Houſe will tomorrow Reſolve it Self into a Committee of the whole Houſe, further to conſider the Said report.—

Adjourned til to morrow Eleven a Clock in the Morning.—

Wedneſday December the 7th 1720

MR *Simmons* reports That the perſons to whom the Bill for Amending the Breed of Horſes was committed had made Several amendments thereto which he read in his place and afterwards delivered the Same at the Table where the Same was again twice read—

Reſolved

That the Bill be rejected—

Mr

Mr *Clayton* reports That the perſons appointed had according to Order prepared a Meſſage to the Governour which he read in his place and afterwards delivered the Same in at the Table where the Same was again read and agreed to with an Amendment and it is as follows.—

To the Hon^ble Alexander Spotſwood *his Majeſties Lieu^t. Govern^r. and Commander in Chief of* Virginia

By the Houſe of Burgeſſes

May it pleaſe your Hon^r.

We having conſidered your Meſſage and the Petition therewith Sent to this Houſe on the Twenty fourth of the laſt Month relating to the building a Lighthouſe on Cape *Henry* Return your Honour our Thanks for communicating to us the applycation that hath been made by ſome conſiderable perſons in the Government of *Maryland* To the End the aſſembly of both Colonys might be moved to Concur in the like deſign.—

And as We believe the building Such Lighthouſe will be very beneficial to the Trade of both Colonys have reſolved. That a Lighthouſe be built and maintained at Cape *Henry* at the Charge of the Colony of *Virginia* Provided the Province of *Maryland* will contribute One hundred and fifty pounds Sterling towards building and Eighty pounds Sterling per annum for maintaining the Same forever And humbly deſire the favour of your Honour to Communicate our reſolutions on this head to the Governour of that Province and hope Such meaſures may be taken as will induce the Aſſembly of that Province to Concur in So beneficial a work.

Ordered

That the Said Meſſage be fairly tranſcribed and Signed by the Speaker and that the Committee of Propoſitions and Grievances do Carry the Same to the Governour.

A Bill further declaring what ſhall be accounted a Sufficient Seating, planting, Cultivating and Improving Lands was read the Second time—

Reſolved

That the Bill be committed to the Committee of Propoſitions and Grievances.

A Bill intituled *an Act for the better Diſcovery and Securing his Majeſties Quit Rents* was read the Third time.—

Reſolved

That the Bill do paſs

Ordered

That the Committee of Propoſitions and Grievances do carry the Bill to the Council and deſire their Concurrence thereto—

Ordered

That the Governours written Meſſage of the 29^th of *November* be further conſidered to morrow.

Then the Houſe reſolved it Self into a Committee of the whole Houſe further to conſider the report of the Committee of Elections touchnig the *Weſtmorland* Election.—

Mr *Speaker* left the Chair

Mr *Grymes* took the Chair of the Committee

Mr *Speaker* reſumed the Chair—

Mr *Grymes* reports from the Said Committee That they had had under their conſideration the report of the Committee of Elections and priviledges touching the *Weſtmorland* Elections and not having time to go thro' the Same had directed him to move for Leave to Sit again.—

Reſolved

That the Houſe will again reſolve it Self into a Committee of the whole Houſe to morrow further to conſider the Said report

Adjourned til Eleven a Clock to morrow morning.—

Thurſday

Thurſday December the 8th 1720.

A BILL intituled *an Act for the building a Church in the Pariſh of* Accomack was read the Third time.—

Reſolved

That the Bill do paſs.—

A Bill intituled *an Act for appointing a ffery over* James *River to* Hogg *Iſland and building a Bridge over the Creek which Seperates the Said Iſland from the main*—was read

Reſolved

That the Bill do paſs

A Bill intituled an *an Act for Erecting the Countys of* Spotſylvania *and* Brunſwick *and granting certain Exemptions and benefits to the Inhabitants thereof* was read the third time—

Reſolved

That the Bill do paſs

Ordered

That the Committee of Propoſitions and Grievances do carry the Bill to the Council and deſire their Concurrence thereto—

Mr. *Corbin* reports That the perſons appointed had according to Order Inſpected the Governours Houſe and other Buildings and that Mr. *Henry Cary* attended them and had computed the Charge of what is further neceſſary to be done therein which amounts to fifty Two pounds Eleven Shillings and Six pence and delivered an Eſtimate thereof in at the Table.—

Ordered

That the Same do ly on the Table.—

Mr. *Clayton* reports from the Committee to whom the Bill further declaring what ſhall be accounted a Sufficient Seating planting Cultivating and Improving lands, an Amendment made to the Bill which he read in his place and afterwards delivered the Same in at the Table where the Same was again twice read—and agreed to and a further Amendment was made at the Table.

Reſolved.

That the Bill with the Amendments be Ingroſſed.

A Petition of *Thomas Jefferſon* ſetting forth his great Loſs ſuſtained by ffire and praying Relief therein was read.—

Reſolved

That the ſame be refer'd to the Committee of Claims to Examine the matter and report their Opinions therein to the Houſe.—

Mr. *Clayton* reports That the perſons appointed had according to order waited on the Governour with the written Meſſage of this Houſe And that he anſwered he would comply with the requeſt of this Houſe and Communicate their Reſolves to the Governor of *Maryland*.—

Then the Houſe proceeded to the conſideration of the Governours Meſſage of the 29th of *November* and the Same was read.—

Reſolved

That a Bill be prepared to Impower Mr. *Henry Cary* to finiſh the Governours Houſe and other works according to the Eſtimate thereof and to take Such meaſures for draining the Water that falls from the Eaves as ſhall be proper and for repealing that Clauſe of the Law which Impowers the Governour to finiſh the Said Houſe and works.—

Ordered

That the Committee of Propoſitions and Grievances prepare and bring in the Said Bill.—

The Houſe according to order reſolved it Self into a Committee of the whole Houſe further

further to conſider the report of the Committee of Elections and Priviledges touching the *Weſtmorland* Election.—

Mr. *Speaker* left the Chair

Mr. *Grymes* took the Chair of the Committee

Mr. *Speaker* reſumed the Chair.—

Mr. *Grymes* reports from the ſaid Committee That they had had under their conſideration the report of the Committee of Elections and Priviledges touching the *Weſtmorland* Election and were come to Several reſolutions which he read in his place and afterwards delivered the Same in at the Table where the Same were again twice read and agreed to with an Amendment—as follows.—

Reſolved

That it is the Right of the Houſe of Burgeſſes to Enquire into the ffreehold of the Electors upon a Complaint of an undue Election

Reſolved

That the Houſe of Burgeſſes may take into their conſideration the Several Depoſitions taken before *Thomas Newton* and *George Turbervile* Gentlm: Juſtices of the Peace for the County of *Weſtmorland* touching the Election of Mr. *Thomas Lee* to ſerve in this preſent General aſſembly for the ſaid County.—

Reſolved

That *Joſeph Sandford* an Infant under age who voted for Mr. *Lee* the Sitting Member had no right to give any Vote.

Reſolved

That *John Jarvis James Creed*, *Martin Gollerthon* and *William Wyat* who hold no Lands in the County of *Weſtmorland* but by Leaſe for their own Lives and the Life and Lives of other perſons Dated in the yeares 1711, 1713, 1716, and *April* 1719 which are not recorded and voted for the Sitting Member had no right to give any Vote.—

Reſolved

That *David Roſier* who voted for the Sitting Member had no Right to give any Vote.—

Reſolved

That *Rowland Hendrick* who voted for the Sitting Member had no Right to give any Vote—

Reſolved

That *Evan Price* who voted for the Sitting Member be not ſtruck off the Poll.—

Reſolved

That *Wm Rice* who voted for the Sitting Member be not Struck off the Poll.

Reſolved

That *William Chandler* who voted for Mr. *Mackcarty* be not Struck off the Poll.

Reſolved

That *John Mews* and *Stephen Baily* who hold no Lands in *Weſtmorland* County but by Leaſes for Lives not recorded and voted for Mr. *Mac Carty* had no Right to give any Vote.—

Reſolved

That *Robert Crookſhanks* who Stands on Mr. *McCarty*s pole be not Struck off.—

Reſolved

That *John Rice* who is a ffreeholder in *Weſtmorland* County and Voted for the Sitting Member but was not entered on the poll be added to the Said Poll.—

Reſolved

That *John Crump* and *William Morton* who voted for Mr. *McCarty* be not Struck off the Poll.

Reſolved

That Mr. *McCarty* has more Legal Votes than Mr. *Lee* the Sitting Member.—

Reſolved

That Mr. *Daniel McCarty* is duely Elected a Burgeſs to Serve in this preſent General Aſſembly for the County of *Weſtmorland*

Reſolved

Reſolved

That the Sherif of the Said County hath made a falſe Return of the Said Mr. *Thomas Lee.*—

Reſolved

That the Sherif of *Weſtmorland* County be ſent for in Cuſtody of the Meſſenger to raſe out of his Return the Name of Mr. *Thomas Lee* and inſtead thereof Inſert the name of Mr *Daniel McCarty*

Ordered

That Mr. *Speaker* do accordingly Iſſue his warrant to the Meſſenger attending this Houſe—

Ordered

That Mr. *Anthony Armſtead* have Leave to be abſent til *Monday* next—

Ordered

That Mr. *Braxton* have Leave to be abſent from *Saturday* til *Tueſday* next.—

Ordered

That Mr. *Corbin* have Leave to be abſent on *Monday* next

Adjourned til Eleven a Clock tomorrow Morning.—

Friday December the 9th 1720

A BILL for Supply of certain defects found in an Act preſcribing the method for appointing Sherifs was read the firſt time.—

Reſolved.

That the Bill be read a Second time—

Ordered.

That Mr. *Lear* have leave to be abſent til *Tueſday.*

A Bill intituled *an Act further declaring what ſhall be accounted a Sufficient Seating planting Cultivating and Improving Lands.* was read the Third time—

Reſolved

That the Bill do paſs.—

Ordered

That the Committee of Propoſitions and Grievances do carry the Bill to the Council and deſire their Concurrence thereto.—

Mr. *Bridger* reports from the Committee of Claimes That the Said Committee having according to order Inſpected the Book of Claims of the laſt Seſſion of the laſt aſſembly Do find That the Same did paſs the Houſe of Burgeſſes and the Council and was aſſented to by the Governour with Some Exceptions, and that the Tobacco Claimes in the Same contained and allowed were not proportioned or paid to any of the Creditors. But that all the money allowances which were made in the Houſe Except One Article of Three hundred pounds appear to have been paid by the Governours Warrants drawn on the Treaſurer payable to the reſpective perſons to whom the Same were due—and that the Said Committee had fairly tranſcribed the Said book and directed him to report the Same to the Houſe—

And further reports That the Said Committee had likewiſe conſidered the Several Claimes to them refer'd this Seſſion and had made Several allowances thereupon which they had entred in a Book and directed him to report—

And he delivered the Said Two books in at the Table.—

Ordered

That the Same do lye on the Table.—

Mr. *Bridger* further reports from the Said Committee That they had according to Order conſidered what ffees ſhould be allowed the Officers of the Houſe of Burgeſſes for the Extraordinary Services by them performed and had agreed upon a report which he delivered in at the Table where the Same was read.—

Ordered

Ordered

That the Said report lye on the Table

The Petition of *Chriſtopher Jackſon* praying the Direction of this Houſe in the laying out the Land ſet a part for a Port at *Archers Hope* Creek. was read.—

Reſolved

That the Said *Chriſtopher Jackſon* be Impowered to lay out the Lots at *Archers hope* Creek and that he be Allowed Ten pounds. for his Trouble therein out of the Money in the hands of Mr. *Holloway* and Mr. *Clayton* ariſeing by the Sale of Lots and that he have Liberty to cut and carry away for his own uſe all the Trees and Underwood growing thereon—

Adjourned til Eleven a Clock tomorrow Morning.

Saturday December the 10th 1720

A MESSAGE from the Council That they have paſſed the Bill Intituled *an Act for Enlarging* Charles City *County and for Conſolidating thoſe parts of the Pariſhes of* Weſtopher *and* Weynoak *on the North Side* James *River and that part of* Wallingford *Pariſh on the Weſt Side* Chicohominy *River.*—

And they have paſſed the Bill Intituled *an Act for dividing* St. Johns *Pariſh in the County of* King William.—

And the Bill Intituled *an Act to divide thoſe parts of the pariſhes of* Weſtopher *and* Weynoak *which lye on the South Side of* James *River from thoſe parts of the Said Pariſhes which lye on the North Side the Said River and for Uniting* Weſtopher *and* Weynoak *pariſhes on the South Side* James *River to* Martin Brandon *Pariſh in the County of* Prince George *and for Erecting a Chappel in* Briſtol *pariſh in the Said County* with Some Amendments to which they deſire the Concurrence of this Houſe.—

And the Said Amendments were Severally read and agreed to.—

Ordered

That a meſſage be ſent to the Council to acquaint them That this Houſe have agreed to the amendments by them propoſed to the Said Bills and that Mr. *Waller* Mr. *Johnſon* and Mr. *Hamlin* do go up with the Meſſage.

A Bill for Supply of certain defects found in an Act preſcribing the method for appointing Sheriſs was read the Second time—

The Queſtion was put

That the Bill be Ingroſſed

Reſolved In the Affirmative

A Bill to Impower *Henry Cary* Gent to finiſh the Houſe of the Governor of the Colony and Dominion of *Virginia* was read the firſt time—

Reſolved

That the Bill be read a Second time.—

Mr. *Clayton* reports That the Committee appointed to Joyn with a Committee of the Council to prepare an addreſs to his Majeſtie had accordingly prepared the Said Addreſs. which he delivered in at the Table and the Same was read and agreed to—

Ordered.

That the perſons who prepared the Said Addreſs do carry the Same to the Council and deſire their Concurrence thereto—

Reſolved

That a Committee be appointed to joyn with a Committee of the Council in preparing an Addreſs to the Governour upon the Subject matter of the Reſolves of this Houſe relating to the Security and defence of the Harbours in this Colony and it is referd to Mr. *Clayton* Mr. *Grymes* Mr. *Wm Randolph* and Mr. *Burwell.*—

Ordered

That the Said Committee do deſire the Council to appoint Two of their Members to Joyn with them in preparing the Said Addreſs.—

Mr.

Mr *Grymes* reports That the perſons appointed had according to order Inſpected and Examined the Accounts of the Governours houſe and Gardens, the Church Magazine, and priſon and that they find due to the Governour on Ballance the Sum of four hundred Sixty nine pounds Two Shillings and nine pence half penny.

And Mr *Grymes* further reports That they had Inſpected and Examined Mr *Claytons* Accounts of Money received for Lots in the City of *Williamſburgh* and Diſburſements in repairing the Capitol and that they find due from him on Ballance the Sume of Ninty One pounds four ſhillings and nine pence

And the Said Accounts were Severally read.

Reſolved.

That the Same do paſs—

Reſolved

That the Treaſurer of the Duties on Liquors and Slaves be Impowered to pay the Sum of four hundred Sixty nine pounds Two Shillings and Nine pence half penny out of the Money in his hands to the Honorable Governour *Spotſwood.*—

Ordered

That Mr *Grymes* do carry the ſaid Reſolve to the Council and deſire their Concurrence thereto—

Adjourned til Eleven a Clock on *Monday* Morning.

Monday December the 12th 1720

ORDERED

That Mr *Beverley* have leave to go home for recovery of his health.

A Bill to Impower *Henry Cary* Gent to finiſh the Houſe of the Governor of the Colony and Dominion of *Virginia* was read the Second time

Reſolved

That the Bill be Ingroſſed

A Bill intituled *an Act for Supply of certain defects found in an Act preſcribing the method for appointing Sherifs* was read the third time—

Reſolved

That the Bill do paſs.—

Ordered

That the Committee of Propoſitions and Grievances do carry the Bill to the Council and deſire their Concurrence thereto—

Ordered

That the Eſtimate of the Charge of finiſhing the Governours Houſe be Entred on the Journal which is as follows.—

450 yards painting on the Roof of the Houſe at 12d	£22	10	0
4 yards Ditto on the Side board Shutter		4	0
White Waſhing the paſſage and private Staires and mending the plaſtering in the Billiard room	1	5	0
Paving One Vault with Brick	2	0	0
Turning 4 Arches over the Vault doores	6	0	0
ffiniſhing a Partition in the Cellar	0	7	6
Altering the Balcony doores to hang on the Outſide	0	15	0
Covering the flatt roof with Pitch, Sand, and Lime and laying a ffloor of Plank over the Same	12	0	0
ffiniſhing the Bannio[1]	1	10	0
Changing Ladders to Secure againſt ffire	6	00	0
	£52	11	6

The

1. This was a bath-house.

The Queſtion was put—
That the book of Claimes of this Seſſion be now conſidered.—
Reſolved
In the Affirmative
And the Houſe accordingly proceeded to conſider the Same. And part thereof was read
Ordered
That the Same be further conſidered tomorrow
Adjourned til Eleven a Clock to morrow Morning.—

Tueſday December the 13th 1720.

A BILL intituled *an Act to Impower* Henry Cary *Gent to finiſh the Houſe of the Governour of the Colony and Dominion of* Virginia was read the third time.—
Reſolved
That the Bill do paſs.—
Ordered
That the Committee of Propoſitions and Grievances do carry the Bill to the Council and deſire their Concurrence thereto—
Then the Houſe proceeded to the further conſideration of the Book of Claimes and the Same was read thro' and agreed to with Several Amendments.
A Meſſage from the Council that they have paſſed the Bill Intituled *an Act for altering the day for* Northampton *County Court*, and that they have agreed to the Addreſs to his Majeſty and to the Reſolve for paying the Sum of ffour hundred Sixty nine pounds nine ſhillings Two pence to the Honorable Governor *Spotſwood*.
And the Said Addreſs is in theſe words.
*To the King's moſt Excell*t *Majeſty The humble Addreſs of the Council and Burgeſſ*s *of* Virginia—
May it Pleaſe Your Majeſty
We your Majeſties moſt dutiful and Loyal Subjects the Council and Burgeſſes of this your moſt antient Colony being now met in Aſſembly and having with great attention deliberated on the Circumſtances of our Country and conſidered as well how to Extend Your Empire in thoſe parts as to Secure our preſent Settlements from the Incurſions of the Savage Indians and from the more dangerous Incroachments of the Neighbouring *ffrench* Do with all Submiſſion to your Royal Wiſdome beg leave to lay before your Majeſty the preſent Scituation of this Colony and the meanes whereby We humbly concieve it may at this time be better ſecured and Improved.
To the Weſtward of *Virginia* about forty miles diſtant from ſome of our Remoteſt Settlements there runs a Ridge or continued Chain of Exceeding high Mountains, which Extend all along on the back of this and the next Province of *Carolina* and muſt certainly prove an Extraordinary Safeguard to theſe Colonys whenever our Plantations ſhall reach So far as to get poſſeſſion of the few difficult Paſſes which according to the beſt Diſcoveries we have hitherto been able to make appear to be no more than Two thro' that Ridge On the other hand in caſe the *ffrench* who are Carrying on dangerous Projects not very far beyond theſe Mountaines ſhould be before hand with your Your Majeſties Subjects and poſſeſs theſe paſſes that Nation would then not only Secure their Communication betwixt the Rivers S*t* *Lawrence* and *Miſſiſſipi* but would be in Condition by keeping the Key of this Barrier, to annoy your Majeſties Subjects on his Side whenever they think fit—
This Apprehenſion awakens us to give all Encouragement Suitable to our poor abilities for the Spedy Seating That Tract of Land which lyes untaken up between our preſent Settlements and thoſe Two Paſſes in the high Mountains ffor that end we have now Erected Two new Countys the One on *Rappahannock* River leading up to the Northern
Paſs

Paſs and the other on *Roanoak* Leading to that on the South. To encourage People to go up and Seat theſe Two Countys— We have Exempted the Inhabitants thereof from Publick Taxes for the Space of Ten yeares We have agreed to build them Churches and Courthouſes and to furniſh them with armes and Amunition at the Publick Charge, but what we humbly preſume would Stil be a greater Inducement to many of your Majeſties Subjects to go up and Settle this new ffrontier would be your Royal favour of remitting all the Quit Rents of theſe Two Counties for Ten yeares and Exempting the Takers up of Land from the five Shillings which they are by the Order of this Government obliged to pay for every fifty Acres of Land that they enter for. And this Bounty We are the more Encouraged to Beg becauſe we are fully perſwaded that in a few yeares it will prove a conſiderable Augmentation of your Majeſties Revenue here.—

And for the more Effectual Security of this Your Majeſties Dominion and to Render the propoſed Barrier more defenſible—We humbly beg your Majeſty wil be graciouſly pleaſed to give Directions for Building a ffort at each of the Paſſes in the great Mountain's out of your Majeſties Revenue of Quit Rents in this Colony And likewiſe for Sending over two Companys of men in your Majeſties pay conſiſting of ffifty Men each beſides Officers to Serve as a Gariſon for theſe fforts and a conſtant Guard of our Mountaines under the Orders of Your Majeſties Governour and Council here—

And that Your Majeſty may be more readily induced to Extend your Royal Bounty in the particulars above mentioned our Lievt. Governour Colonel *Spotſwood* will be pleaſed to interceed with Your Majeſtie in our favour who has ſpar'd no fatigue or Expence to viſit our Mountaines in perſon and to inform himſelf of the Exceeding Importance of them both for your Majeſties Service and for the defence and Security of this Dominion.—

Ordered

That the Said Addreſs be fairly tranſcribed and that the perſons who prepared the Same do carry the Same to the Council to be ſigned by them—

Ordered

That Mr. *Grymes* and Mr. *Jones* do carry the Said Reſolve to the Governour and deſire his Aſſent thereto—

Adjourned til Eleven a Clock to morrow morning.

Wedneſday December the 14th 1720

MR. *Corbin* reports That the Committee appointed to Join with a Comittee of the Council in Preparing an addreſs to the Governour relating to the Treaty with the Northern Indians had accordingly prepared the Said Addreſs which he read in his place and afterwards delivered the Same in at the Table where the ſame was again read—

Reſolved.

That the Same be committed to the Committee who prepared it and that Mr *Clayton* be added to the Said Committee.—

Mr. *Grimes* with the Leave of the Houſe delivered in at the Table a writing drawn up in the form of a Reſolve—in theſe words.—

Reſolved

That it is neceſſary to appoint Some proper perſon to Solicite in *Great Britain* the Subject matter of the addreſs of the Council and Burgeſſes to his Majeſty, the Repreſentation to the Admiralty the affair relating to a Treaty with the five Nations of Northern Indians at *Albany* and all Such other matters as may hereafter be agreed on by this General Aſſembly

Then the Queſtion was put

That the ſaid Reſolve be now conſidered.

Reſolved In the Affirmative—

Then the Queſtion was put

That the Said Reſolve be made the Reſolve of this Houſe

The

The Houſe divided

Yeas.....21 } Speaker Yea.
Noes.....21 }

And ſo it was Reſolved. In the Affirmative

Reſolved

That it is neceſſary to appoint ſome proper perſon to Solicite in *Great Britain* the Subject matter of the Addreſs of the Council and Burgeſſes to his Majeſtie, the Repreſentation to the Admiralty the Affair relating to a Treaty with the five Nations of Northern Indians at *Albany* and all Such other matters as may hereafter be agreed on by this General Aſſembly.

Reſolved

That *William Byrd* Eſqr. be the perſon and that he be deſired to take upon him the Negotiation of the Said Affaires.—

Reſolved

That the Said *William Byrd* be paid out of the Publick Money now in the hands of the Treaſurer the Sume of ffour hundred pounds in conſideration of his Expences Trouble and Services.—

Reſolved.

That the Lievt. Governour be Impowered and deſired to Iſſue his Warrant for the Said Sum.—

Ordered

That the Committee of Propoſitions and Grievances do carry the Said Reſolves to the Governour and Council and deſire their Concurrence thereto—

A Meſſage from the Governour was delivered by Mr. *Robertſon*—

Mr. *Speaker*

I am commanded by the Governour to acquaint this Houſe that he hath aſſented to the Reſolve for Impowering the Treaſurer to pay him four Hundred Sixty nine pounds, Nine Shillings and Two pence half penny.—

A Meſſage from the Council That they have Paſſed the Bill Intituled *an Act for Erecting the Countys of* Spotſylvania *and* Brunſwick *and granting certain Exemptions and Benefits to the Inhabitants thereof* with Some Amendments To which they deſire the Concurrence of this Houſe.—

That they have ſigned the Addreſs to his Majeſtie—

And that they have appointed Two of their Members to Join with a Committee of this Houſe in preparing the Addreſs to the Governour relating to the Security and defence of the Harbours. Severall Allowances made in the Houſe and added to the Book of Claimes were read and agreed to.—

Ordered

That the Committee of Claimes do carry the book of Claimes to the Governour and Council and deſire their Concurrence thereto

Ordered

That the Houſe be called over to morrow at twelve a Clock.—

Adjourned til Eleven a clock to morrow morning.

Thurſday December the 15th 1720.

MR. *Corbin* reports from the Committee to whom the Addreſs to the Governour relating to the Treaty with the Northern Indians was committed, Several Amendments made to the Same which he delivered in at the Table where the ſame was read and agreed to and the Said Addreſs is as follows.—

To the Honble Alexander Spotſwood *his Majeſties Lievt. Governr. and Commandr in Chief of* Virginia—

The humble Addreſs of the Council and Burgeſſes of this Preſent General Aſſembly

SIR

We the Council and Burgeſſes met in Aſſembly having maturely conſidered that part of the Letter from the Right Honble the Board of Trade and Plantations which you were

were pleaſed to lay before us at the beginning of this Seſſion relateing to the Treating at *Albany* with the five Nations of Northern Indians Humbly beg leave to repreſent to your Honour the deep Concern we are under to find our ſelves indiſpenſably obliged to give you advice which perhaps may ſeem contrary to the Impreſſions made on their Lordſhips by the Repreſentations from the Government of *New York*.—

The many Inſtances of your great penetration and your Indefatigable application to the Indian Affaires in the frequent Occurrences which have hapned thro' the whole Courſe of your Government convince us—That you muſt know as well as any man the nature and Strength of the Indians and their Scituation as well as that of this Country and how ineffectual It muſt be to treat with thoſe Nations at *Albany*. (where we cannot find any of our Governours Except the Lord *Howard* did ever treat with the Indians) until thoſe Preliminary Articles which you were pleaſed to lay before us are agreed to by them which contain nothing more than what they acknowledge they are already obliged to by their former Treaty and do not pretend We or our Tributary Indians have ever infringed—

Wherefore Sir We hope you will favourably accept our unanimous Opinion That we cannot in Duty to his Majeſty or Juſtice to this Country adviſe or Enable you to treat with thoſe five Nations at *Albany* until a Satisfactory Anſwer is returned from them or the Government of *New York* that thoſe Preliminary Articles which we think ſo Eſſentially neceſſary for the Quiet of this Country (that they cannot be waved) are rattifyed in the firmeſt manner.

And we humbly beg That you will be pleaſed to Repreſent this our Opinion being the Effect of our Zeal for his Majeſties Service to the R^t Honorable the Lords of Trade and Plantations in the moſt favourable manner which will Engage us more and more to pray for Your Honours health and Proſperity.—

Ordered

That the Said Addreſs be fairly tranſcribed and That the Committee who prepared it do carry the ſame to the Council and deſire their Concurrence thereto—

M^r *Grymes* reports that the perſons appointed had according to Order Inſpected and Examined the Treaſurers Accounts and find the Ballance due to the Country (Excluſive of the Intereſt ariſing from the Ten Thouſand pounds lent out by Act of Aſſembly) Seventeen Thouſand Two hundred Sixty pounds fourteen ſhillings Eleven pence three farthings—

Ordered

That the Treaſurer do make Oath to the Said Accounts before the Governour.—

A petition of the Veſtry of *Bruton* Pariſh Setting forth a diſpute between the Governour of this Colony in behalf of his Majeſty and the ſ^d Veſtry touching the Right of Patronage in the Said Pariſh and that the Same muſt neceſſarily be determined by Law. and much affect the whole Country and praying that the Charge of Such proceeding at Law may be defrayed out of the Publick money was read.—

Reſolved

That the neceſſary Charge of Such proceeding in behalf of the ſaid Pariſh be defrayed out of the publick money.

Reſolved

That the Treaſurer be Impowered to pay the Sum of Sixty pounds out of the money in his hands to the Reverend *James Blair* Miniſter *Henry Cary* and *Robert Cobbs* Churchwardens of the ſaid pariſh towards defraying the Charge of the Said Suit and that the Said *James Blair Henry Cary* and *Robert Cobbs* or the Survivor of them do account for the Same to the General Aſſembly upon Oath when thereunto required.—

Ordered

That the Committee of Propoſitions and Grievances carry the Same to the Governour and Council and deſire their Concurrence thereto—

M^r *Corbin* reports from the Committee of Elections and Priviledges That they had had under their conſideration the Petition of Sundry Inhabitants of *Eſſex* County complaining

plaining of hardſhips Impoſed on them by the Militia Court lately held in that County and had agreed upon a report which he read in his place and afterwards delivered the Same in at the Table where it was again read.—

Ordered

That the ſaid report do ly on the Table.—

The Houſe proceeded to take into their conſideration the Report of the Committee of Claimes for Setling the ffees of the Officers of the Houſe of Burgeſſes for their Extraordinary Service and the Same was read and agreed to with Some Amendments as follows

To Mr. *Speaker* for every private Bill by which are not intended Bills to divide Countys or pariſhes, Building of Churches or bridges or the like paſſed for a matter of the value of One hundred pounds or under the Sum of five pounds and One per Cent for any greater value.

To the Clerk of the Houſe of Burgeſſes for his Trouble in paſſing any private Bill as aforeſaid for a matter of One hundred pounds value and under the Sum of fifty ſhillings and for any greater value the Sum of five pounds.—

ffor a Search and Copy of any Record or old Paper Ten ſhillings.—

ffor a Copy of any Single Act or Bill if the Same be contain'd in One Sheet of Paper or leſs five Shillings.—

ffor every Sheet more Two ſhillings & Six pence—

ffor a Copy of every Reſolve on the Journal Two Shillings & Six pence

ffor a Copy of the Journal of One Seſſions Two pounds Ten Shillings.—

ffor every warrant for taking any perſon into Cuſtody five Shillings.—

ffor every Warrant for Summoning Evidences five Shillings.—

Ordered

That Mr. *Lawrence Smith* have leave to be abſent tomorrow—

The Houſe according to Order was called over—

Ordered

That Mr. *McCarty* be added to the Liſt of the Burgeſſes.—

Ordered

That Mr. *McCarty* do attend at the Bar of the Houſe to give his reaſons why he does not take his place in the Houſe—

Ordered

That Mr. *Rickets* be ſent for in Cuſtody of the Meſſinger attending this Houſe to attend the Service of the Houſe and that Mr. *Speaker* do Iſſue his Warrant accordingly.—

Mr. *McCarty* was called in and Mr. *Speaker* acquainted him That he was by a Reſolve of this Houſe of the Eighth of this Month declared duly Elected to Serve in this preſent General Aſſembly for the County of *Weſtmorland* and that upon a Call of the Houſe they found him abſent and deſired to know the reaſon—

To which Mr. *McCarty* anſwered, he was very Senſible of the Reſolve of this Houſe, but that he could not preſume to take his place til he had taken the Oathes appointed by Law to be taken, For that purpoſe he had waited on thoſe Gentlemen of the Council who were Impowered to Adminiſter thoſe Oathes and that Three of them had refuſed to Swear him—And then withdrew. And being again called in was by the Speaker by direction of the Houſe Demanded what reaſon the Council gave for refuſing to Swear him.—

He anſwered.—

That he could not preſume to tell their reaſons but by what he could Collect from their Arguments among themſelves. The Reaſon was that his name was not notified to them on the back of the Writ And then withdrew—

Ordered

That the Meſſinger do attend at the Barr and acquaint this Houſe what he has done with the Warrant for taking the Sherif of *Weſtmorland* into Cuſtody.

Adjourned til Eleven a Clock to morrow Morning.—

Fryday

Fryday December the 16th 1720.

THE Meſſenger was called in and demanded by the Speaker by Direction of the Houſe what he had done with the Warrant for taking the Sherif of *Weſtmorland* into Cuſtody And he anſwered That a Meſſenger went away with it on *Saturday* laſt and that it was ſaid he croſſed *Rappahanock* on *Tueſday* laſt.—

A written Meſſage from the Governour and Council was delivered by Mr. *Robertſon*.—

Mr. Speaker and Gentlemen of the Houſe of Burgeſſes.

The late Depredations committed on this Coaſt by the *Spaniſh* Privateers and the heavy Loſſes which divers of the Subjects of this Colony had thereby ſuſtained made it neceſſary for the Government to take Some effectual meaſures for preventing the like future Hoſtilities as well as for obtaining Reſtitution of the Veſſels and effects thus unwarrantably taken And Seeing it appeared by Some the Crew of One of thoſe *Spaniſh* privateers made priſoners on board a Retaken Ship That the Said Several Roberys had been committed by perſons Acting under the Commiſſion of the Governour of St. *Auguſtine*—It was judged Expedient to Send thither a flag of Truce with a Letter to that Governour to Expoſtulate with him upon the Infraction of the Suſpenſion of Armes which had been ſo long concluded between the Two Crowns of *Great Britain* and *Spain* and to demand Reſtitution of Such of the Veſſells and Effects as had been taken by his Privateers during the Said Suſpenſion. Capt. *John Martin* who had been a Sufferer by the taking a Sloop wherein he with other Gentlemen of this Colony were concerned. offered to undertake this Service without any other advantage to himſelf than barely the Comon hyre of his Sloop Ranger during the Voyage and of his Maſter and Two or three other Sailors upon Condition That the Government ſhould Supply him with Armes and Amunition and with Proviſions for Such Men as Should be thought neceſſary to be put on board And that the Government ſhould ſtand engaged for the value of the ſaid Sloop if ſhe Should happen to be taken or loſt in this Service, According to which reſolution fifty men with an Officer were obtained from Capt. *Whorwood* Commander of his Majeſts Ship the *Rye* 8 great Guns Impreſſed and a Suitable quantity of Shot and all other neceſſarys requiſite for fitting the Said Sloop for the intended Service were taken up on the Publick ffaith and put on Board with all convenient Diſpatch—So that Capt. *Martin* Sailed from hence a few daies after the Privateer went off the Coaſt. That Your Houſe may be more fully Informed of the Effect of this Diſpatch a Tranſcript of Capt. *Martins* Negotiations at St. *Auguſtine* is here Sent you from whence we doubt not you will be induced to Enable the Government to make good its Engagement as well in repairing the Loſs of the Sloop Sent on this Service which you will percieve by Capt. *Martins* Journal was unfortunately caſt away upon the Bar of St. *Auguſtine* without a poſſibility of ſaving any part of the Guns or Tackle belonging to her as defraying the other Expences of that Armament. But what is more particularly recommended to your conſideration is the Gratifying in Some meaſure the Sailors who went upon this Service and by that unfortunate Diſaſter loſt all their Cloathes and Bedding and other neceſſarys and were reduced to a Condition of almoſt Starving for want of proviſion in their Return home If to this you will add Some diſtinguiſhing Bounty to the Widowes of thoſe who loſt their Lives in the aforementioned Ship wreck. You will thereby give Encouragement to others to enter more Cheerfully into the Publick Service when the Neceſſity of the Government ſhall hereafter require the like Expedition And as Capt. *Martins* Circumſtances in this Country are known to lay no neceſſity on him to undertake an Exployment of So much danger but purely for the Honour of the Country and the general Advantage of Trade And that his whole Conduct herein has been agreeable to that Principle—We cannot but recommend him more particularly to your Conſideration as hoping he is not the leſs Intituled to a Reward for his Trouble

and

and Loſſes on the Publick Service for his ſo generouſly undertakeing the Same without any previous Conditions for himſelf.—

By order of the Govern^{t} and Council

December the 15th 1720 *Wil Robertſon* Cl. G. Aſs.

Ordered

That the Said meſſage be conſidered tomorrow.

A Meſſage from the Council That they have paſſed the Bill Intituled *an Act to Impower* Henry Cary *Gent to finiſh the Houſe of the Governour of the Colony and Dominion of* Virginia

The Bill intituled *an Act for the building a Church in the Pariſh of* Accomack. And.

The Bill intituled *an Act for Supply of certain defects found in an Act preſcribing the method for appointing Sherifs*—

And that they had paſſed the Bill Intituled *an Act for the better Diſcovery and Securing his Majeſties Quit Rents* with Some Amendments To which they deſire the Concurrence of this Houſe.—

The Houſe then took into their conſideration the Amendments propoſed by the Council to the Bill Intituled *an Act for Erecting the Counties of* Spotſylvania *and* Brunswick *and granting certain Exemptions and benefits to the Inhabitants thereof* And all the Said amendments. Except the laſt being twice read, were Severally agreed to—

The laſt amendment being for Striking out the laſt Clauſe of the Said Bill was twice read.—

And the Queſtion being put ffor agreeing with the Council in that Amendment

It paſſed in the Negative—

Ordered.

That a Meſſage be ſent to the Council to acquaint them That this Houſe have agreed to all the Amendments by them propoſed to the Said Bill—Except the laſt, to which they have diſagreed, and to deſire them to paſs the Said Bill without the Said amend^{t} and that the Committee of Propoſitions and Grievances do go up with the Meſſage.—

The Houſe then took into their conſideration the amendments propoſed by the Council to the Bill intituled *an Act for the better diſcovery and Securing his Majeſties Quit Rents.*

And the firſt amendment being twice read was agreed to with an Amendment--

The Second & third Amendments being twice read were Severally agreed to—

The fourth amendment being twice read part thereof was agreed to & part diſagreed to—

The fifth Sixth and Seventh amendments being twice read were Severally agreed to.—

The Eighth amendment being twice read, and the queſtion being put for agreeing with the Council in that amendment.

It paſſed in the Negative

The ninth and Tenth Amendments being twice read were Severally agreed to—

Ordered

That a meſſage be Sent to the Council to acquaint them that this Houſe have agreed to the firſt amendment by them propoſed to the Said Bill with an amendment, And to the Second, third, part of the fourth, fifth, Sixth Seventh Ninth and Tenth And to the Eighth have diſagreed. And That the Committee of Propoſitions and Grievances do go up with the meſſage.—

Adjourned til Eleven a Clock to morrow morning.—

Saturday December the 17th 1720

THE Houſe then took into their conſideration the written Meſſage of the Governour and Council of Yeſterday and the Same was read.

Reſolved

That this Houſe doth not think fit to repair the Loſs of the Sloop Ranger or to defray the other Expenſes of the Armament mentioned in the Said Meſſage.—

Reſolved

Reſolved

That the Sum of One hundred pounds be paid to Capt. *John Martin* for his good Services in the Expedition to St. *Auguſtine*—

Reſolved

That the Sum of Three hundred pounds be given to be diſtributed by order of the Governour and Council as they ſhall think proper among thoſe perſons or the Widowes of any of them who went on the Expedition to St. *Auguſtine* under Capt. *Martin*.—

Reſolved

That the Treaſurer be Impowered to pay the Said Sum of four hundred pounds out of the money in his hands and that the Governour be deſired to Iſſue his Warrants accordingly—

Ordered

That a Meſſage be prepared to the Governour and Council purſuant to the Said Reſolves and to deſire their Concurrence thereto and it is refer'd to the Committee of Propoſitions and Grievances.

A Meſſage from the Council That they do inſiſt on the laſt amendment made by them to the Bill intituled *an Act for Erecting* the *Countys of* Spotſylvania *and* Brunswick *and granting certain Exemptions and benefits to the Inhabitants thereof.*

And that they have paſſed the Bill intituled *an Act to Explain and amend part of an Act Intituled an Act for regulating the Elections of Burgeſſes for ſetling their priviledges and for aſcertaining their Allowances* with Some Amendments to which they deſire the Concurrence of this Houſe.—

Reſolved

That the Sum of fifty pounds be paid to the Speaker of this Houſe out of the money in the hands of the Treaſurer for his Services. this Seſſion.—

Reſolved

That the Sum of Twenty pounds be paid to Mr. *Clayton* Chairman of the Committee of Propoſitions and Grievances out of the money in the hands of the Treaſurer for his Expences and Extraordinary Service this Seſſion.—

Ordered

That Mr. *Willis*, Mr. *Preſly* and Mr. *James Ball* do carry the Said Reſolves to the Governour and Council and deſire their Concurrence thereto.—

A Meſſage from the Council That they have agreed to the addreſs to the Governor relating to the Treaty with the five Nations of Northern Indians.

And that they have agreed to the amendment propoſed by the Houſe to the firſt and fourth amendment made by them to the Bill intituled *an Act for the better diſcovery and Securing his Majeſties Quit Rents* and that they do inſiſt on the Eighth by them made to the ſaid Bill diſagreed to by this Houſe.—

Reſolved

That this Houſe do not inſiſt on their Diſagreement to the Said Amendment by the Council to the Said Bill—

Reſolved

That this Houſe do not inſiſt on their Diſagreement with the Council in the laſt amendment by them made to the Bill intituled *an Act for Erecting the Counties of* Spotſylvania *and* Brunſwick *and granting certain Exemptions and benefits to the Inhabitants thereof*—

Ordered

That the Committee of Propoſitions and Grievances do acquaint the Council That this Houſe doth agree with them in the Said Amendments.

The Treaſurer having made Oath to his Accounts before the Govern.

Reſolved

That the ſame do paſs.—

Ordered

That Mr. *Grymes* and Mr. *Jones* do carry the Said Accounts to the Governour and Council and deſire their Aſſent thereto—

Adjourned til Eleven a Clock on *monday* morning.

Monday

Monday December the 19th 1720

MR. *Clayton* reports from the Committee of Propoſitions and Grievances That they had according to Order prepared A Meſſage to the Governour and Council purſuant to the Reſolves of this Houſe on *Saturday* laſt in anſwer to their meſſage of the Sixteenth of this Inſtant *December* and he read the Said Meſſage in his place and afterwards delivered the Same in at the Table where it was again read and agreed to as follows.

By the Houſe of Burgeſſes.—

To the Honble Alexander Spotſwood *his Majeſtys Lievt. Governr. and to the Honble the Council of* Virginia.

May it pleaſe yor. Honours

We having deliberately conſidered the Meſſage Sent by your Honours to this Houſe the 16th of this Inſtant *December* and the Several papers refer'd to therein containing a narrative of the Expedition undertaken by Capt. *John Martin* to St. *Auguſtine* and his Negotiations thereupon humbly beg leave to acknowledge the Regard Shewn by your Honours to this Houſe in Communicating to us the meaſures taken in that affair

And ſince this Expedition was projected and carryed on by yor. Honrs with a View to the General Benefit and advantage of all his Majeſties Subjects trading to theſe parts We hope you cannot Expect us to repair the Loſs of the Sloop Ranger or to defray the Expence of that Armament

The Zeal Capt. *Martin* has Shewed by Embarquing himſelf So generouſly for the Security of our Trade obliges us to think he deſerves a Reward We have therefore reſolved to give him One hundred pounds as an Acknowledgment of the juſt Sence we have of his Services on that Occaſion.

And for a recompence for the Loſſes Suſtained by Such Officers and Seamen as Served under him in that Expedition as well as for a reward for their good Behaviour— we have reſolved That Three hundred pounds be diſtributed among the Said Men and the Widowes of Such of them as were drowned in proportion to their Loſſes and Deſerts and in Such manner as your Honour the Governour and the Honble the Council ſhall think fit.

Ordered

That the Said Meſſage be fairly tranſcribed and Signed by the Speaker and that the Committee of Propoſitions and Grievances do carry the Same to the Governour and Council

Ordered

That the perſons who prepared the addreſs to the Governour relating to the Treaty with the Northern Indians together with the Committee of the Council who Joined with them in preparing the Same do wait on the Governour and deſire to know when he will be attended by the Council and this Houſe with the Said Addreſs.—

The Houſe then took into conſideration the amendment made by the Council to the Bill intituled *an Act to Explain and amend part of an Act Intituled an Act for regulating the Elections of Burgeſſes for Setling their privileges and for aſcertaining their allowances—*

And the Said Amendments were Severally read and agreed to

Ordered

That a Meſſage be Sent to the Council to acquaint them That this Houſe have agreed to the amendments by them propoſed to the Said Bill.

The Houſe being informed That Mr. *Rickets* attended at the Door in Cuſtody.

Ordered

That he be Diſcharged paying ffees.

James Shield the Meſſenger attending this Houſe was by Order of the Houſe called in and demanded by the Speaker whether he had taken the Sherif of *Weſtmorland* into

into Cuſtody And he anſwered he had heard nothing of the perſon he Sent with the Warrant and then withdrew—

Reſolved

That the Said *James Shields* hath failed to do his duty in the Execution of the ſaid Warrant and doth deſerve to be Cenſured for the Same—

And he was called in and acquainted the Houſe That the meſſenger was juſt returned That the Sheriff of *Weſtmorland* was gone from home into *Maryland* and was not Expected back til after the *Chriſtmas* holy daies but that a Copy of the Warrant was left at his houſe and then withdrew. And being again called in at the Bar received a Reprimand from the Speaker and acknowledging his Offence begged pardon of the Houſe and withdrew—

Ordered

That the Clerk of the Houſe of Burgeſſes do now at the table Raſe the name of *Thomas Lee* out of the Return of the writ for Election of Burgeſſes to Serve in this preſent General aſſembly for the County of *Weſtmorland* and inſtead thereof inſert the Name of *Daniel Mc Carty*.—

Reſolved

That the Sum of forty Shillings be paid to *John Randolph* Clerk of the Houſe of Burgeſſes out of the Money in the hands of the Treaſurer for each Copy of the Laws of this Seſſion of Aſſembly to be ſent to the reſpective Counties in this Colony amounting in the whole to fifty four pounds and that the Governor be deſired to Iſſue his Warrant for the ſaid Sum when the Clerk ſhall make it appear to him that he hath delivered the Several Copies of the Said Lawes.

Ordered

That Mr *Merewether* Mr *Bouſh* and Mr *Waller* do carry the ſaid Reſolve to the Governour and Council and deſire their Concurrence thereto.—

Adjourned til Eleven a Clock to morrow morning.—

Tueſday December the 20th 1720

MR *McCarty* having produced a Certifycate of his having taken the Oaths appointed by Act of Parliament to be taken inſtead of the Oathes of Allegiance and Supremacy, the abjuration Oath, the Teſt, and Oath of a Burgeſs took his place in the Houſe—

Upon a Motion

Reſolved

That the Sum of Two hundred pounds be paid to Capt *Martin* for his good Services on the Expedition to St *Auguſtine* inſtead of the Sum of One hundred pounds which by the Reſolve of this Houſe on *Saturday* laſt was to be paid for the Said Services—

Reſolved

That the Sum of Two hundred pounds only be given to be Diſtributed by order of the Governour and Council among thoſe perſons or the Widowes of any of them who went under Capt *Martin* inſtead of the Sum of Three Hundred pounds by the Reſolve of this Houſe of *Saturday* laſt given to be diſtributed as aforeſaid—

Ordered

That the Clerk do accordingly alter the Reſolves and meſſage of this Houſe relating to the Expedition to St *Auguſtine* before the Same be ſent to the Governour and Council.—

A Meſſage from the Governour and Council—

That they have aſſented to the Reſolve of this Houſe of the 15th of *December* for paying Sixty pounds to *James Blair*, *Henry Cary* and *Robert Cobbs* for defraying the Charge of trying the Right of patronage in the Pariſh of *Bruton*.

To the Reſolves of this Houſe of the 17th of *December* for paying to the Speaker fifty pounds and to the Chairman of the Committee of Propoſitions and Grievances Twenty pounds.—

And

And to the Refolve of this Houfe of the 19th of *December* for the paying to the Clerk of this Houfe fifty four pounds for the Copys of the Lawes to be Sent to the refpective Countys in this Colony.—

And that they propofe Several amendments to be made to the Refolve of the 14th of *December* touching the Neceffity of appointing Some proper perfon to Solicite in *Great Britain* Several matters therein mentioned before they pafs the Same.—

A Meffage from the Council That they have paffed the Bill intituled *an Act further declaring what fhall be accounted a Sufficient Seating planting Cultivating and Improving Lands* with Some amendments to which they defire the Concurrence of this Houfe—

And the Said Amendments were Severally read and agreed to with an Amendment.—

Ordered

That the Committee of Propofitions and Grievances do acquaint the Council That this Houfe have agreed to the Said Amendments with as Amendment.—

Mr. *William Randolph* reports That the perfons appointed together with a Committee of the Council had prepared an Addrefs to the Governour relating to the Security and defence of the Harbours which he read in his place and afterwards delivered the Same in at the Table where it was again read and agreed to with an Amendment.—

Ordered

That the Members of this Houfe who prepared the Said Addrefs do carry the Same to the Council and defire their Concurrence thereto—

Then the Houfe upon a Motion was called over.

Ordered

That Mr. *Harwood* be fent for in Cuftody to attend the Service of the Houfe and that the Speaker iffue his warrant accordingly.—

Then the Queftion was put

That the Addrefs to his Majefty be Signed by the whole Houfe.

Refolved

In the Affirmative—

Ordered

That the Same be Signed accordingly.

The Houfe then took into their Confideration the Amendments made by the Governour and Council to the Refolves of the fourteenth. of *December* touching the Soliciting of certain affairs in *Great Britain*—

The amendment propofed by the Council being for Inferting (the Lievt. Governour Council and Burgeffes of) after the word (by) in the laft line of the firft of the Said Refolves was read and agreed to—

The amendment propofed by the Governor to the Said Refolves being, That the Inftructions to be given in purfuance of the Said Refolves be figned by the Governour and that the Solicitor enter into Bond to the Governour not to meddle in *Great Britain* with any other affair of this Government than what fhall be contain'd in his faid Inftructions was read.

Refolved

That this Houfe cannot agree to the Said Amendment

Refolved

That a Committee be appointed to draw up a meffage to the Governour to acquaint him that this Houfe cannot agree to the Said amendment and It is referd to Mr. *Corbin* Mr. *Blair*, Mr. *Merewether* Mr. *Efcridge* Mr. *Burwell* Mr. *Braxton* and Mr. *Willis*—

Ordered

That Mr *M'Carty* be added to the Committee of Propofitions and Grievances

Ordered

That Mr. *Boufh* Mr. *Broadnax*, Mr. *Walke*, Mr. *James Ball* Mr. *Teackle* and Mr. *Wilfon* do Examine the Inrolled Bills.

A Meffage from the Governour and Council That they have paffed the Book of Claimes and the Treafurers Accounts.

A Meſſage from the Governour and Council That they have agreed to the Reſolves of this Houſe for paying to Capt. *Martin* the Sum of Two hundred pounds and for diſtributing the Sum of Two hundred pounds among thoſe perſons or the Widowes of any of them who went under him to St. *Auguſtine*

Ordered

That a Committee be appointed to proportion the Several Tobacco Claimes allowed in the book of Claimes of the laſt Seſſion and this Seſſion of Aſſembly of the following perſons.—

Mr. *Willm Randolph* Mr. *James Ball*
Mr. *Eſcridge* Mr. *Tho. Randolph.*

Mr. *Corbin* acquainted the Houſe That Capt. *Martin* deſired them to accept of his moſt humble Thanks for the favour they had done him—

Adjourned til Eleven a Clock to morrow morning—

Wedneſday December the 21st 1720.

A MESSAGE from the Council That they have made an amendment in the Addreſs to the Governour relating to the Defence and Security of the Harbours in this Colony.—

And that they cannot agree to the Amendment propoſed by this Houſe to the Amendment made by them to the Bill Intituled *an Act further declaring what ſhall be a Sufficient Seating planting Cultivating and Improving Lands.*

Reſolved

That the Money allowances in the book of Claimes be paid out of the money in the hands of the Treaſurer.

Reſolved

That the Sum of ffive ſhillings out of the money in the Treaſurers hands be paid to the Clerk of the Houſe of Burgeſſes for the Copy of the proportions of this Seſſion to be Sent to the reſpective Countys in this Colony amounting in the whole to Six pounds five ſhillings and that the Governour be deſired to Iſſue his Warrant for the Said Sum.—

Ordered

That Mr. *Blair* Mr. *Merewether*, Mr. *Waller* and Mr. *Bouſh*, do carry the Said Reſolves to the Governour and Council and deſire their aſſent and Concurrence thereto.—

Mr. *Corbin* reports That the perſons appointed had according to order prepared a meſſage to the Governour to acquaint him That this Houſe cannot agree to the Amendment propoſed by him to the Reſolve of this Houſe touching the Soliciting certain Affaires in *Great Britain* which he read in his place and afterwards delivered the Same in at the Table where the Same was again read and agreed to with Some Amendments as follows.

By the Houſe of Burgeſſes

To the Honorable Alexander Spotſwood *Lievt. Governr. of* Virginia

SIR

Having taken into our conſideration the Meſſage Sent us by yor Honor the 20th Inſtant as an Amendment propoſed by your Honour to ſome Reſolves made in this Houſe the 14th Inſtant to beg leave to offer Some few Reaſons of many why we cannot agree to that addition to our Reſolves. As to the firſt part we do conceive That the Reſolve is ſo plain and direct That there cannot want any Additional Inſtructions to the perſon Impowered to Soiicite, becauſe in that Reſolve as it is agreed to by the Council and Burgeſſes he is appointed only for the purpoſes therein mentioned. and Such other matters as may be agreed by your Honour, the Council and Burgeſſes of this Aſſembly So that what is there mentioned and what ſhall hereafter be agreed to by Your Honour the Council and this Houſe of Burgeſſes We conceive muſt be his Inſtructions, and he has not licence nor Authority to go beyond that; And as to that part of Your Honrs Meſſage which mentions his giving Bond. We moſt Sincerely aſſure Yor Honour that

we

we are intirely ignorant of any other affaires relating to this Government Intended to be by him medled in, and that We do not deſire he ſhould Ingage in any, But as Your Honor knows this Gentleman Mr. *Byrd* is One of the Council has a very valuable Eſtate in this Country and did before the Meeting of this Aſſembly. deſign Speedily for *Britain* And for theſe and other Reaſons You Your Self Sir have Since theſe matters to be Solicited were in Agitation named him as a fit perſon to be uſed in theſe affaires. We do humbly hope you will not now deprive the Country of a perſon ſo capable and in all reſpects moſt proper for this Imployment by Inſiſting on the propoſed Addition to our Reſolve which if added We have juſt reaſon to believe will prevent his Ingaging in that Service for this Country Wherefore We do moſt humbly and Earneſtly beſeech your Honour to give your Aſſent to thoſe Reſolves as they are now agreed to by the Council and Burgeſſes.

Ordered

That the Said Meſſage be fairly tranſcribed and Signed by the Speaker and that the Committee of Propoſitions and Grievances do carry the Same to the Governour.—

Ordered

That the Said Committee do acquaint the Council That this Houſe have agreed to the Amendment made by them to the Reſolve touching the Soliciting certain affaires in *Great Britain*—

Reſolved

That the Governour be deſired to Iſſue his Warrant to the Treaſurer, for paying to the Speaker of this Houſe a Sum not Exceeding two thouſand pounds, and that he pay to the reſpective Burgeſſes their Salarys for this Seſſion according to a former Reſolve of this Houſe and do account to the next Aſſembly for the Same—

Ordered

That the Committee of Propoſitions and Grievances do carry the Said Reſolve to the Governour and Council and deſire their Aſſent and Concurrence thereto—

Reſolved

That this Houſe doth Recede from the Amendment propoſed by them to the amendment made by the Council to the Bill intituled *an act further declaring what ſhall be accounted a Sufficient Seating, planting Cultivating and Improving Lands.*—

Ordered

That the Committee of Propoſitions and Grievances do acquaint the Council That this Houſe doth Recede from the Said Amendment.—

The Amendment made by the Council in the addreſs to the Governor Relating to the defence and Security of the Harbours in this Colony, being read was agreed to. And the Said addreſs as in theſe words.—

To the Honble Alexander Spotſwood *his Majeſts. Lievt. Governr. and Commander in Chief of* Virginia.

The humble Addreſs of the Council and Burgeſſs.

SIR

We his Majeſties moſt dutiful and Loyal Subjects the Council and Burgeſſes of this preſent Aſſembly being juſtly alarmed at the frequent Piracys committed upon our Coaſt, and finding that Privateers grown bolder by Succeſs, have ventured within our Capes and taken Ships in Sight of our Harbours, Do humbly Intreat your Honour to lay before the Right Honble the Lords Commiſſrs for Executing the Office of Lord high Admiral the great danger to which the Trade of this and the Neighbouring Province of *Maryland* is Expoſed—how much his Majeſties Cuſtomes are thereby diminiſht, and the Navigation to and from *Great Britain* interrupted, as well as that of his Majeſties other plantations

To remedy theſe misfortunes we humbly propoſe That their Lordſhips be pleaſed, inſtead of a Sixth rate Man of Warr to Send hither One of about forty Guns to attend this Station that may be able to guard our Coaſt from pirates or privateers of the greateſt force, And becauſe piratical Veſſels of leſs Burthen can run into Shoal Water where

where his Majeſties Ships of War cannot purſue them without danger. We beg your Honor will interceed with their Lordſhips to Send hither likewiſe a man of War Sloop that may be able to follow and attack theſe Enemys of Mankind in all their places of Retreat where now they account themſelves ſecure.

And becauſe the Commanders of his Majeſties Ships have frequently deſerted the Station which they were ſent on purpoſe to protect, and under pretence of Streſs of Weather have Sailed to *Barbadoes New York* or Some of the other Plantations upon their own private Buſineſs We beſeech your Honor to repreſent this great abuſe to their Lordſhips that thereby they may be induced to give Such Effectual Orders to the Captaines of the Men of War that they may not on any pretence whatſoever abandon that Station which their Lordſhipps Shall aſſign them, and while they continue in it That they be under the Orders of his Majeſty Governor for the time being.—

And if there be any other Expedient, which your Honor in your great Prudence ſhall judge neceſſary for the better Guarding of our Coaſt. or the protecting of our Trade, we humbly pray That you will be pleaſed to lay it before their Lordſhips and we doubt not Sir but the happieſt Succeſs will attend your powerful Interceſſion

Ordered

That the Speaker do ſign the Several Addreſſes of the Council and this Houſe to the Governour, relating to the Treaty with the Northern Indians and the defence and Security of the Harbours in this Colony And that the Committee of Propoſitions and Grievances do carry the Same to the Council.—

Ordered

That the Said Addreſſs be preſented by the whole Houſe—

A petition of *James Shields* praying an Allowance for ſending into *Weſtmorland* to take the Sheriff of that County into Cuſtody was read

Reſolved

That the Same be Rejected

The Several Petitions following were read

A Petition of Sundry Inhabitants of *Wilmington* Pariſh praying that the Same may be diſſolved and united to other Pariſhes.—

A Petition of Sundry Inhabitants of *James City* Pariſh, praying that part of *Wilmington* pariſh may be added to their pariſh.—

Reſolved

That the Said Petitions be Refer'd to the Conſideration of the next Seſſion of Aſſembly.—

Ordered

That the Clerk prepare a Duplicate of the addreſs to his Majeſty and that the Same be Signed by the Speaker.—

Mr *William Randolph* reports that the perſons appointed had according to Order proportioned the Publick Levy which amounts to five pounds of Tobacco per poll and that they had entered the Several Proportions in a Book which he delivered in at the Table and the ſame was read and agreed to.—

A Meſſage from the Council That their Preſident in behalf of them had Signed the Addreſſes to the Governor and that they have appointed three of their Members to Join with Such of the Members of this Houſe as ſhall be appointed to wait on the Govern[r] to know his pleaſure when he will be attended with the Said addreſſes.—

Ordered

That Mr *Corbin*, Mr *Waller* Mr *Stith*, Mr *Thomas Randolph*, Mr *Teackle* and Mr *Preſly* do, together with the Three Members of the Council wait on the Governour to know his pleaſure when he will be attended with the Said Addreſſes.

A Bill for raiſing a Publick Levy was read the firſt and Second time—

Reſolved

That the Same be Ingroſſed.

Adjourned til to morrow morning Eleven a Clock.—

Thurſday

Thurſday December the 22d 1720.

ORDERED

That the Committee of Propoſitions and Grievances do carry the Duplicate of the Addreſs to his Majeſty, to the Council and acquaint them That It is Signed by the Speaker of this Houſe, and deſire them to Sign it, and to inform this Houſe when they will Send Meſſengers to wait on the Govern.r to know his pleaſure when he will be attended by the Council and this Houſe with the Said Addreſs.—

M.r *Corbin* reports That the perſons appointed Together with a Committee of the Council had waited on the Governour to know his pleaſure when he will be attended with the Addreſſes of the Council and this houſe relateing to the Treaty with the Northern Indians, and the defence and Security of the Harbours and that he was pleaſed to appoint this day at One a Clock in the Council Chamber.

Ordered

That the report of the Committee of Elections and Priviledges made on the Petition of Sundry Inhabitants of *Eſſex* County complaining of hardſhips Impoſed on them by the Militia Court lately held in the ſaid County, be referd to the conſideration of the next Seſſion of Aſſembly.

A Bill intituled *an Act for raiſing a Publick Levy* was read the Third time.

Reſolved

That the Bill do paſs.—

Ordered

That the Committee of Propoſitions do carry the Said Bill to the Council and deſire their Concurrence thereto—

Ordered

That the Said Committee do carry the Book of Proportions to the Governour and Council and deſire their Aſſent and Concurrence thereto.—

M.r *Clayton* reports from the Committee of Propoſitions and Grievances That they had had under their Conſideration Sever.l matters to them referd and had agreed upon a report which he read in his place and afterwards delivered the Same in at the Table where the Same was again read and it is as follows.

The Committee being ordered by this House to prepare and bring in a Bill, to oblige the ſeveral proprietors of the Several Tracts of Land called *Brent Town*. The Tract now belonging to M.r *Henry ffitzhugh* the younger, and the Tract belonging to *Edward Jefferys* Eſq.r in the County of *Stafford*, to Survey the Said Severall Tracts of Land within three yeares or on failure thereof, That any perſon ſhall be at Liberty to enter for and hold the Same, and finding many difficulties attend the Same—

Reſolved

That the Same be Referd to the Conſideration of the next Seſſion of Aſſembly.—

Upon conſideration of the Petition from *Stafford* County praying an Inſpection into the Proprietors Office and complaining of many Irregularitys therein.—

Reſolved

That the Same will be proper to be conſidered when the ſaid Bill ſhall be prepared.—

The Committee being ordered by this Houſe to prepare and bring in a Bill for amending the Act concerning Servants and Slaves, as alſo to provide for the matters in the Memorial of *John Broadnax* deceaſed, and having found many difficulties to attend doing thereof have

Reſolved

That the Same be refer'd to the conſideration of the next Seſſion of Aſſembly.

The Said report being again read

Reſolved

That this Houſe doth agree with the Committee. That the Said Several matters be refer'd to the Conſideration of the next Seſſion of Aſſembly.—

The

The Houſe attended the Governour, And being returned Mr *Speaker* reported That he had preſented the Addreſs of the Council and this Houſe relating to the Treaty with the Northern Indians, to the Governour. And that he was pleaſed to make this Anſwer—

Gentlemen of the Council
and Houſe of Burgeſſes.

I can be at no Loſs how to Act when you are Unanimous in your advice, and I ſhall Endeavour to Satisfy their Lordſhips of the reaſonableneſs of your Opinion now given.—

And that he had likewiſe preſented the addreſs of the Council and this Houſe Relating to the Security and defence of the Harbours in this Colony to the Governor. To which he returned this Anſwer

Gentlemen,

My Sentiments do in a great meaſure Concur with yours and So far I ſhall Second your Opinion with all the force which my Repreſentations can have at home.—

A Meſſage from the Governour and Council That they have Aſſented and agreed to the Reſolves of this Houſe of Yeſterday for paying the Money Allowances in the book of Claims out of the Money in the Treaſurers hands And for paying to the Clerk of this Houſe Six pounds five Shillings for the Copies of the Proportions of this Seſſion to be ſent to the reſpective Counties

A Meſſage from the Council That they have appointed four of their Members to Joyn with Such of the Members of this Houſe as ſhall be appointed to wait on the Govern[r] to know when he will be attended with the Addreſs to his Majeſty.—

Ordered

That the Committee of Propoſitions and Grievances together with the Said Members of the Council do wait on the Governour to know his pleaſure when he will be attended with the ſaid Addreſs

Mr *Clayton* Reports That the perſons appointed had accordingly waited on the Governour and that he was pleaſed to ſay he wou'd Receive that Addreſs when the Houſe ſhould attend him with the Bills—

A Meſſage from the Governour and Council That they have aſſented and agreed to the Book of Proportions.—

A Meſſage from the Council That they have paſſed the Bill.—Intituled *an Act for Raiſing a Publick Levy.*

Mr *Bouſh* reports That the perſons appointed had Examined the Inrolled Bills and that the ſame were truly Inrolled.

Ordered

That the perſons who Examined the ſaid Bills do carry the ſame to the Council, for their Inſpection.—

A Meſſage from the Council That they are Satisfied the Bills are truly Inrolled.

Adjourned til to Morrow Eleven a Clock in the Morning

Fryday December the 23d 1720.

A WRITTEN Meſſage from the Governor was delivered by Mr *Robinſon.*—

Mr. Speaker and Gentlemen
of the Houſe of Burgeſſes

Your Meſſage relating to the Reſolves of your Houſe for appointing a Solicitor Engages me to Shew Reaſons for the Amendment which I propoſed thereto whereupon I do aſſure you that the Principal Motive to my requiring ſuch a Reſtraint to be laid on whatever perſon ſhould be appointed under that Character was in Order to take away Temptation from unquiet Spirits who might be Diſpoſed to Sow again the Seeds of Contention, and were I to enter upon diſplaying ſome paſt Tranſactions they would

would mainly ſerve my purpoſe in the preſent Argument. But I will confine my Self to the Termes of our Union by forbearing to touch upon any former differences.—

You will have it that the Reſolve which you and the Council have agreed to is plain and direct enough to Serve for your Sollicitors whole Inſtructions, but ſurely you will not maintain that an acceptance of an addreſs is to paſs for an Aſſent to every part thereof and you may obſerve that I yeſterday anſwered, That my Sentiments did (not altogether but) in a great meaſure Concur with yours So that I hope you will upon Second Thoughts find it Expedient to make the Amendment I propoſed and not deem any thing to be Inſtructions from the General Aſſembly until the Governour has Signed them—

As to the other part of the Amendment concerning the Bond to be given for Acting in the affaires of this Government no otherwiſe than purſuant to his Inſtructions. I ſhall make out the reaſonableneſs of my Demand by comparing it with the conſtant practice in matters of an higher nature; for upon Examination you will ſcarce find any perſon bearing Office in theſe plantations who is obliged to be appointed or approved of by the King or by the Commiſſ^rs of the Treaſury or Cuſtomes) but he has given Bond for the due Execution of his Truſt And I herewith Send you a late Original Order of his Majeſty in Council with a Copy of the Bond which I was thereby required to take from the Preſident of *Maryland* whereby you may obſerve That even Governors themſelves give Bond for their duly acting according to their Inſtructions and I never heard of any that refuſed the Truſt offered them as taking Offence at Security being demanded of Men of their worth Capacity or Integrity.—

I am a little Surpriſed that you as an Houſe Shoud tel me that I my Self had named M^r. *Byrd* as a fit perſon to be uſed in theſe Affaires agreed to I am certain Such nomination doth not appear from any Speech or Meſſage of mine, or from any other Communication that I have had with the General Aſſembly. But if in a Parliamentary way of proceeding we might ground any thing upon private Converſation or Debates I have as proper an Article to ballance the account and could alſo tell you that I overheard One of the moſt Zealous Advocates for the propoſed Solicitor Argue that he ought to be well paid becauſe he run a great deal of hazard in Expoſing himſelf to the Reſentments of the Governour—

But as neither you nor I ought to take notice of Diſcourſes of this kind I will without drawing any Inferences from unguarded Arguments come to the point and tel you.—

When I reflect how often Agents from Aſſemblies here have been rejected by the Crown, and gather from the Repreſentations which I now ſend you for your Information what Senſe the Miniſtry at home have of Such like appointments I think that upon the Conditions which I have propoſ^d I condeſcend as far as I ſafely can to agree to a Solicitor and therefore I muſt adhere to my Amendment.—

Several Papers in the ſaid Meſſage Referd to were read

Reſolved

That this Houſe do now Reſolve it ſelf into a Committee of the whole Houſe to conſider the Said meſſage.—

The Houſe accordingly Reſolved it Self into a Committee of the whole Houſe—

M^r. *Speaker* left the Chair

M^r. *Clayton* took the Chair of the Com^tee

M^r. *Speaker* Reſumed the Chair

M^r. *Clayton* reports from the ſaid Com^tee That they had had under their conſideration the Governours written Meſſage relating to the Reſolves of this Houſe for appointing a Solicitor in *Great Britain* and had agreed upon a report which he read in his place and afterwards delivered the ſame in at the Table where the ſame was again read and part thereof agreed to as follows.

Reſolved

That the Amendment propoſed and adhered to by the Governour be not agreed to.

A written Meſſage from the Governour was delivered by Mr. *Robertſon.*

Mr. Speaker and Gentlemen
of the Houſe of Burgeſſes.

It is with the greateſt Reluctancy I offer any thing at this time which may give any Delay to your Seperation—but the Expreſs Commands of my Sovereign oblige me to remind you of that affair which has now depended during three Seſſions of Aſſembly without any determination tho' it has been particularly recommended by his Majeſty.—

You may obſerve in the Journals of your Houſe that in *April* 1718. I particularly took notice of his Majeſtys Commands for Reimburſing to the late *Virg*a Indian Company what Charge and Expence they had laid out during their Continuance for the publick benefit And in purſuance of that Recommendation an Account was laid before the then Houſe of Burgeſſes and Reſolves paſſed for payment of ſome Articles in that Account, but no payments directed in purſuance of thoſe Reſolves.—

In the next Seſſion a new Petition was Exhibited for obtaining the payment of what the former Seſſion had reſolved to Diſcharge, and a further Conſideration of the Articles in the Account but that too was referd til the next Seſſion—

During your preſent Seſſion that matter has again come under conſideration and refer'd to a Committee but ſome difficulties appearing to them how much of the ſaid Indian Company's Account was Expended on the Faith of the Government, application was made to the Council for aſcertaining that Charge, and tho' the Council Judging Your Houſe would not have Sufficient time to Examine thoſe accounts this Seſſion have put off the Conſideration thereof til further time yet they have ſo far proceeded thereon that a Seperate Account of what the ſaid Company Expended on the faith of the Government has been drawn out and Examined by a Committee of the Council and is now ready for your Peruſal.—

Wherefore That his Majeſtys Recommendation may not appear to be any longer Slighted I herewith Send you the ſaid Account and report of the Committee of Council and do again recommend to you to come to Some Determination as well upon this as the other Articles laid before you.—That in caſe you ſhall be of Opinion for diſallowing any of the Expences which the Said late Company have been at for the publick benefit they may be at Liberty to apply again to his Majeſty for Such Reparation of the Loſſes they have Suſtained as his Majeſty ſhall judge reaſonable.—

December 23d 1720 *A. Spotſwood.*

Reſolved

That this Houſe cannot proceed to the conſideration of the matters contained in the Said Meſſage the Same being now before the Council and undetermined—

Reſolved

That the Speaker do pay the fifty two Members of this Houſe for their attendance this Seſſion out of the Sum of Two Thouſand pounds appropriated for that purpoſe.—

A Meſſage from the Governour was delivered by Mr. *Robertſon.*—

Mr. *Speaker.*

The Governour commands the Immediate attendance of this Houſe in the Council Chamber and that you bring with you the Several Inrolled Bills

The Houſe accordingly went up to attend the Governor in the Council Chamber where he was pleaſed to give his Aſſent to the Several Publick and private Bills following

An Act for Erecting the Countys of Spotſylvania *and* Brunſwick *and granting certain Exemptions and Benefits to the Inhabitants thereof.*—

An Act for the better diſcovery and Securing of his Majeſtys Quit Rents

An Act Explaining and declaring what ſhall be accounted a Sufficient Seating and Improvement to Save Lands from Lapſing and for the better Recovery of Lands Lapſed from perſons living out of the Country.—

An Act for Supply of certain Defects found in an Act preſcribing the method of appointing Sheriffs.—

An

An Act for the more Effectual preventing the Tending of Seconds

An Act giving a Reward for killing of Wolves and repealing all other Acts relating thereto—

An Act for Explaining and amending an Act entituled an Act for appointing Rolling Houſes and Publick Landings and aſcertaining the prices of Storage—

An Act for Setling New ffferrys over Pamunkey, Matapony *and* Potomack *Rivers and for aſcertaining the Rates for Wheel Carryages*

An Act for raiſing a Publick Levy.—

An Act for dividing S^{t}. Johns *Pariſh in the County of* King W^{m}

An Act for Enlarging Charles City *County and for Conſolidating thoſe parts of the Pariſhes of* Weſtopher *and* Waynoak *on the North Side* James *River and that part of* Wallingford *pariſh on the Weſt Side* Chicohominy *River.*

An Act to divide thoſe parts of the Pariſhes of Weſtopher *and* Weynoak *which ly on the South Side of* James *River from thoſe parts of the Said Pariſhes which ly on the North ſide the Said River and for Uniting* Weſtopher *and* Waynoak *Pariſhes on the South ſide* James *River to* Martin Brandon *Pariſh in the County of* Prince George *and for Erecting a Chappel in* Briſtol *Pariſh—*

An Act for dividing the pariſh of Henrico *in the County of* Henrico.

An Act dividing Richmond *County—*

An Act for dividing New Kent *County—*

An Act to Impower Henry Cary *Gent. to finiſh the Houſe of the Governour of the Colony and Dominion of* Virginia.—

An Act for altering the day for Northampton *County Court*

An Act to Enable Abraham Cock *to Sell certain Intailed Lands and for Setling other Lands to the Same uſes.—*

The Governour likewiſe paſſed the Reſolve for paying the Burgeſſes and Charges of this Aſſembly in Mony and the [n] made the following Speech—

Gentlemen of the Council
and Houſe of Burgeſſes:

I ſhall lay hold on the firſt fair Opertunity to Tranſmit this your Addreſs to his Majeſty, and the moſt powerful Interceſſion that I can make ſhall attend it, And now Gentlemen, I am come to put an End to this Seſſion of Aſſembly. A Seſſion wherein We have agreed on Several conſiderable matters which I Truſt will Tend to the Advantage of this Colony and therefore I take my leave of you with abundant Satisfaction hoping that the next time we meet we ſhall accord Stil more and more in our Sentiments.—

And So I Prorogue you to the Seventh day of *November* next And this General Aſſembly is accordingly prorogued.

317-318

JOURNAL

OF THE

HOUSE OF BURGESSES

AT A

GENERAL ASSEMBLY

Begun at his Majeſties Royal Capitol in the City of WILLIAMSBURGH the ſecond day of *November* In the Seventh year of the Reign of our Soverain Lord GEORGE By the Grace of God of *Great Britain ffrance* and *Ireland* King Defender of the ffaith &c. And in the year of our Lord 1720 And from thence continued by ſeveral Prorogations to the ninth day of *May*. In the eighth year of the Reign of our ſaid Soverain Lord GEORGE &c. And in the year of our Lord One Thouſand Seven hundred and Twenty Two being the Second Seſſion of this preſent Aſſembly.



RICHMOND, VIRGINIA.

MCMXI.

JOURNAL
OF THE
HOUSE OF BURGESSES

Wedneſday May the 9th 1722.

A MESSAGE from the Governor by Mr *Robertſon*

Mr *Speaker.*

The Governor commands the immediate Attendance of this Houſe in the Council Chamber.

And accordingly Mr *Speaker* with the Houſe went up to attend the Governor.

And Mr *Speaker* with the houſe returning Mr *Speaker* reports That he had attended the Governor who was pleaſed to make a Speech and to the end he might not miſrepeat him he had procured a Copy thereof which he read to the Houſe and is as follows.—

Gent. of the Council and Houſe of Burgeſſs

So ſoon as I underſtood that our Soverain had propoſed and the *Britiſh* Parliament had reſolved to enter upon meaſures for Rendering theſe Plantations ſtill more uſeful and advantageous to their Mother Country I could not but judge it requiſite That you ſhould meet in General Aſſembly for tho' the Parliaments Encouragements may greatly prompt People in theſe parts to Bend their Induſtry towards raiſing Naval Stores Yet if you ſhould likewiſe think fit to apply your Attention to waies and meanes for promoting the ſame Ends. I ſhould not doubt of Your falling on Some Additional Encouragements more peculiarly adapted to the Circumſtances of this Colony which might further induce our Inhabitants to anſwer his Majeſties moſt gracious Intentions.—

Since your laſt Seſſion there have been certain Tranſactions between this Government and the Indians of the five Nations the particulars whereof are ready to be laid before you and I queſtion not but you'l find the courſe of our Negotiations that I have acted conformably to your Sentiments and eſpecially to thoſe which you unanimouſly declared in your late addreſs on that Subject and I preſume the Anſwer which we have at length obtain'd from thoſe Indians in a Solemn Conference held at *Albany* in *September* laſt will be deemed by you to be ſo ſatisfactory that you muſt think this Governments in the right to conclude upon Sending Commiſſioners to *Albany* as I have promiſed to do Some time this Summer.—

And tho' you formerly declared againſt adviſing or Enabling me to treat with thoſe five Nations at *Albany* until a Satisfactory Anſwer was returned to the Preliminary Articles inſiſted on by *Virginia* yet Since they are plainly agreed to I hope you will now contribute your aſſiſtance in Such a maner as may make the intended Embaſſy not only prove effectual but alſo appear Suitable to the Dignity of his Majeſties firſt and moſt antient Colony in *America* by engaging Men of diſtinguiſhed parts and figure to undertake a Negotiation which may according as it is managed lay a laſting foundation for the Peace and Tranquility of our ffrontiers. And indeed there are ſome nice points to be handled by our Commiſſioners which you will obſerve (by the Papers laid before

before you) this Governm^{t} has referred to be diſcuſſed in the promiſed meeting at *Albany*.

Gentl. of the Houſe of Burgeſſes.

I flatter myſelf that the ſupply I ask of you upon this Account will be the more readily granted when you conſider the Several formidable works which have been made Since the laſt Seſſion for the Security of your Rivers and which the whole Council adviſed as needful precautions againſt Pirates while the ſame deſperate Crew that had a little before deſtroyed all the Shiping at *Trepaſſy* in *Newfound Land* did publickly threaten to come and do the Same in *Virginia* beſides the S^{t} *Auguſtin*'s Expedition (which received a Sufficient Teſtimony of yo^{r} approbation. And the many Extraordinary Courts held of late years for trying Pirates and other Malefactors have occaſioned Such conſiderable Draughts on the Eſtabliſhed Revenue that I apprehend it will hardly be able to bear the Expence of the intended Treaty without ſome preſent aſſiſtance from you—

The propoſal you made for a Lighthouſe at Cape *Henry* has been according to your Deſire Communicated to the Government of *Maryland*, and after I have laid before you the Anſwer from the Aſſembly of that Province I ſhall leave you to Judge how inclinable they are to Concur with you in So Beneficial a work.

Gentl. of the Council and Houſe of Burgeſſ^{s}

I ſhall avoid offering much buſineſs to your conſideration at a Seaſon of the year when I'm perſuaded a ſhort Seſſion would be moſt acceptable to you and therefore I ſhall add no more to your preſent Conſultations than One weighty Concern which I think highly deſerves your Attention and that is to Eſtabliſh Some wholſom Rules whereby thoſe in the Adminiſtration here may legally act upon any apparent approach of that fatal Contagion which rages in Some parts of *Europe*—

Ordered.

That all Committees of the laſt Seſſion be revived and that they have Power to adjourn from day to day and to Send for Such perſons papers and Reccords as they ſhall from time to time think neceſſary—

Ordered

That M^{r} *Pole* do attend the Committee for Propoſitions and Grievances as Clerk of the Said Committee

Reſolved

That an Addreſs be made to the Governor upon his Speech to this houſe and that the Committee of Propoſitions and Grievances do prepare the Same.—

Reſolved

That this Houſe will take the Governors Speech into conſideration on *fryday* next.

Miles Cary upon his Petition is appointed Clerk of the Com^{tee} for privileges and Elections and the Committee for Public Claims.

A Meſſage from the Governor by M^{r} *Robertſon*—

M^{r} *Speaker*—

I am commanded by the Governor to deliver to this Houſe the Several Papers mentioned in his Speech.—

Upon the Petition of *Henry Swinſen* Clerc. he is appointed Chaplain to this Houſe and *Ordered*—

That he attend every morning at ten a Clock in the Conference Chamber.

Nich^{s} Wager upon his Petition is appointed One of the Door keepers to this Houſe.—

Reſolved

That all propoſitions Grievances and Public Claims be brought into the Houſe by *ffriday* next or otherwiſe that they be not received this Seſſion.—without particular leave of the Houſe.—

Reſolved

That the orders of the laſt Seſſion of Aſſembly do continue ſtanding Orders of the Houſe this Seſſion.—

Mr. *Blair* laid before the Houſe the Accounts of the perſons Intruſted with the Sum of One hundred and fifty pounds given by the laſt Aſſembly towards the making of Cauſwaies and Repairing the Streets in the City of *Williamſburg*.—

Reſolved

That the ſaid Accounts be referd to the Committee for Public Claimes to Examin the Same and report their Opinions thereupon to the Houſe.

Several Claimes from the Counties of *Hanover*, *Richmond*, *Prince George*, *King George*, *Iſle Wight*, *Elizabeth City*, and *York* were preſented to the Houſe.

Reſolved

That the Said Claims be referd to the Committee for Public Claimes to Examin the Same and report their Opinions thereupon to the Houſe

A Propoſition from Sundry Inhabitants of the County of *York* againſt Striking of fiſh was preſented to the Houſe.—

Reſolved

That the ſame be refer'd to the Committee for Propoſitions and Grievances to Examine the matter thereof and report the Same with their Opinions therein to the Houſe.—

Ordered

That the Committee for Propoſitions and Grievances do Inſpect the Journal of the laſt Seſſion and report to the Houſe what they find therein neceſſary to be conſidered this Seſſion—

Ordered

That the Said Committee do Inſpect Such Acts of Aſſembly as are lately expired or near Expiring and report their Opinions therein to the Houſe—

Ordered

That the Committee for Publick Claimes do Inſpect the report of the ſaid Committee at the laſt Seſſion and report what they find therein neceſſary to be conſidered this Seſſion—

Ordered

That Mr. *Braxton*, Mr. *Willis*, and Mr. *Preſly* do wait upon the Governor and deſire him to Iſſue out New writs for the Electing of Members to Serve in this preſent General Aſſembly for the County of *Accomack* in the room of *John Teacle* gen. deceaſed.

As alſo for the County of *Glouceſter* in the room of *Nathaniel Burwell* gent. deceaſed.

As alſo for the County of *King* and *Queen* in the room of *Robert Beverley* Gentl. deceaſed.—

As alſo for the County of *Northampton* in the room of *William Waters* gen deceaſed.

And alſo for the County of *Warwick* in the room of *James Roſcow* Eſqre deceaſed.—

Adjorned till Ten a Clock to morrow morning.

Thurſday May the 10th 1722.

SEVERAL Claimes from the Counties of *James City*, *Warwick King* and *Queen*, *Middx*. *Norfolk King William*, *Charles City Princeſs Ann Henrico and Eſſex*. were preſented to the Houſe.

Reſolved

That the ſaid Claims be refer'd to the Committee for Public Claimes to Examin the ſame and report their Opinions therein to the Houſe.

A Propoſition from Sundry Inhabitants of the County of *Warwick* againſt Striking fiſh was preſented to the Houſe—

Reſolved

That the ſame be refer'd to the Committee for Propoſitions and Grievances to Examine the matter thereof and report the Same with their Opinions therein to the Houſe—

Ordered

Ordered

That Mr *Clayton* and Mr *Robinſon* do acquaint the Governor and Council of the time appointed for the Chaplain of this Houſe to read Prayers.

Ordered.

That a Comtee be appointed to Inſpect the Public Goal and to conſider what additional building and repaires are neceſſary to be made for the more Safe and convenient keeping of the Priſoners committed to the Same and to compute the Charge thereof and to report the ſame to the Houſe and It is Refer'd to Mr *Clayton*, Mr *Blair*, Mr *McCarty* Mr *Meriwether* and Mr *Waller*—

Reſolved

That twenty five Members and the Speaker be ſufficient to make a Houſe and that fifteen and the Speaker be Sufficient to adjorn.—

A Petition of Sundry of the Juſtices of the Peace and ffreeholders of the County of *Eſſex* praying that a fferry may be appointed upon *Rapahanoc* River at *Robert Kays* plantation in the ſaid County was preſented to the Houſe and read.

Reſolved.

That the ſaid Petition be referd to the Committee for Propoſitions and Grievances to Examin the matter thereof and report the Same with their Opinions therein to the Houſe—

Mr *Corbin* reported from the Committee for Privileges and Elections that the Said Comtee had had under their conſideration the Several Returns of the writs for the Electing of Burgeſſes to Serve in this preſent Genl Aſſembly for the Counties of *Hanover* and *King George* and that it appear'd to the Said Committee That Mr *Nicholas Merewether* and Mr *John Sym* are duly returned Burgeſſes to Serve in this preſent General Aſſembly for the County of *Hanover* but that Mr *Meriwether* was a Sitting Member for the County of *New Kent* before his Election for the ſaid County of *Hanover*.—

And that it appeared to the ſaid Committee That Mr *Nicholas Smith* and Mr *Wm Thornton* were returned Burgeſſs to Serve in this preſent General Aſſembly for the County of *King George* but that the Sherif of the ſaid County had Omitted the year of the reign name and Title of the King in his return and therefore the Said Committee were of Opinion that the ſaid Sherif be Sent for in Cuſtody to amend his Return.—

Then the Houſe proceeded to the conſideration of the Said report and after a Debate the Queſtion was put.

That Mr *Meriwether* hath a Right to make his Election for which of the Said Counties he will Serve—

It paſſed in the Negative

Reſolved.

That Mr *Meriwether* is duly returned a Burgeſs to Serve in this preſent General Aſſembly for the County of *Hanover* and ought to Serve for that County.

The Houſe diſagreed to the report of the Said Committee made upon the Return of the Sherif of *King George*. and

Ordered

That the Said Return be amended at the Table by the Clerk.

Ordered

That Mr *Meriwether* and Mr *Waller* do wait upon the Governor and deſire him to Iſſue out a new writ for the Electing of Members to Serve in this preſent General Aſſembly for the County of *New Kent* in the room of *John Stanhope* gen deceaſed and *Nicholas Meriwether* gen who ſince his Election for the ſaid County hath been returned a Burgeſs to Serve in this preſent Genl. Aſſembly for the County of *Hanover*—

A Debate ariſing whether the Sum of Three hundred pounds ſhould be paid to *Wm Bird* Eſqr according to a Reſolve of the Houſe of Burgeſſes in the year of our Lord 1718.

The Queſtion was put That the Debate be adjourned.

The

The Houſe divided

Yeas.....21 } Speaker No.
Noes.....21 }

So it paſſed in the Negative—

Reſolved upon the Queſtion

That the Sum of Three hundred pounds be paid to *Wm Bird* Eſqr. out of the Publick money in the hands of *Peter Beverley* Eſqr. Treaſ. according to a Reſolve of the Houſe of Burgeſſes in the year of our Lord 1718—

Ordered

That Mr. *McCarty*, Mr. *Corbin*, Mr. *Grymes*, Mr. *Meriwether*, Mr. *Harriſon*, Mr. *Blair*, Mr. *Preſly*, Mr. *Willis* and Mr. *Braxton* do carry the ſaid Reſolve up to the Council and deſire their Concurrence thereto—

Reſolved

That an Addreſs be made to the Governor humbly to deſire his Aſſent to the ſaid Reſolve and to Iſſue his Warrant for the payment of the Said Sum and It is refer'd to Mr. *McCarty*, Mr. *Corbin* Mr. *Grymes* Mr. *Meriwether*, Mr. *Harriſon*, Mr. *Blair*, Mr. *Preſley* Mr. *Willis* and Mr. *Braxton*.

Adjorned til Eleven a Clock to morrow morning.

Friday May the 11th 1722.

MR. *Clayton* reports That the perſons appointed to prepare an Addreſs to the Governor upon his Speech at the opening of this Seſſion had accordingly prepared the Same which he read in his place and afterwards delivered it in at the table where the ſame was again read and agreed to and is as follows.

To the Honble Alexander Spotſwood *his Majeſtys Lievt. Governr. and Commander in Chief of* Virginia—

The humble Addreſs of the Houſe of Burgeſſes.

May it pleaſe Your Honor.

His Majeſtys moſt dutiful and Loyal Subjects the Burgeſſes met now in Aſſembly humbly beg leave to render your Honr. our hearty thanks for communicating to us thoſe Important matters contained in your affectionate Speech at the Opening of this Seſſion and to aſſure your Honor we will uſe our utmoſt diligence in anſwering the Several matters propoſed therein—

We think ourſelves oblig'd on this Occaſion to Expreſs the juſt Sence this Houſe hath of the Extraordinary Care and application your Honor hath uſed in Setling the Preliminaries with the Indians of the five Nations.—

And as you have been pleaſed to Act conformably to the Sentiments of this Houſe in your Negotiations thereupon we doubt not our Reſolutions will Sufficiently Evince the great Weight your Honors Recommendation at all times hath with his Majeſties faithfull Burgeſſes.

Ordered

That the Said Addreſs be ſigned by the Speaker and preſented by the whole Houſe—

Ordered

That the Comtee for Propoſitions and Grievances, do wait upon the Governor and deſire to know his pleaſure when and where he wil be attended with the Said Addreſs.

Several Claims from the Counties of *Lancaſter* and *Weſtmorland* And Several Claims of the Sherif of *York* County and *James Adams* were preſented to the Houſe—

Reſolved.

That the Said Claims be refer'd to the conſideration of the Committee for Publick Claims to Examin the ſame and report their Opinions, thereupon to the Houſe.—

The Several Petitions following were refer'd from the Governr and Council vizt.

A Petition of the Veſtry of the Pariſh of *Chriſt Church* in the County of *Middſex* praying to be Enabled to take proper meaſures for the inducing their Miniſter to continue in their pariſh.

A Petition of Sundry of the Inhabitants of the County of *King William* praying that the ſaid County may be divided.

A Petition of Sundry other Inhabitants of the ſaid County praying that the Said petition may be rejected.

Reſolved.

That the ſaid Petitions be refer'd to the conſideration of the Committee for Propoſitions and Grievances to Examine the matter thereof, and report the ſame with their Opinions therein to the Houſe.

Several Propoſitions from the Counties of *Hanover King William* and *King* and *Queen* were referd from the Governor and Council—

A Propoſition and Grievance from the County of *Lancaſter* were preſented to the Houſe.—

Reſolved

That the ſaid Propoſitions and Grievances be referd to the conſideracõn of the Com^{tee} for Propoſitions and Grievances to Examine the matter thereof and report the Same with their Opinions therein to the Houſe—

The order for the day being read

Upon a motion.

Reſolved

That the Houſe will Reſolve it Self into a Committee of the whole houſe to conſider the Governors Speech—

M^{r}. *Speaker* left the Chair.

M^{r}. *Clayton* took the Chair of the Com^{tee}

M^{r}. *Speaker* reſumed the Chair

M^{r}. *Clayton* reports from the ſaid Com^{tee} That they had had under their Conſideration Several parts of the Governors Speech and had made Some progreſs therein, but not having time to go thro' the Same had directed him to move for leave to Sit again

Reſolved

That the Houſe will again Reſolve it Self into a Committee of the whole Houſe to morrow to proceed further in the Conſideration of the Governors Speech.

A Petition of *ffrancis Smith* praying to be Enabled to Sell certain Intailed Lands in the County of *Eſſex* upon his Setling other Lands in the *Spotſylvania* to the Same uſes was preſented to the Houſe and read.

Ordered.

That a Committee be appointed to Examine the matter of the ſaid Petition and report the Same with their Opinions therein to the Houſe and It is refer'd to M^{r}. *Robinſon*, M^{r}. *Nich^{s}. Smith* M^{r}. *Eſcridge*, M^{r}. *Covington* and M^{r}. *Hawkins*.

A Petition of *John Scot* the Younger praying an Allowance for a Negro woman Slave of the ſaid Petitioner who being committed to the Goal of the County of *Surry* for felony was burnt in the Said Goal.—

Reſolved

That the ſaid Petition be refer'd to the conſideration of the Com$_{tee}$ for Publick Claimes to Examine the matter thereof and Report the ſame with their Opinions therein to the Houſe—

Ordered

That M^{r}. *Mumford* and M^{r}. *Nicholas Smith* be added to the Committee for public Claimes.

M^{r}. *Clayton* reports That the perſons appointed to wait upon the Governor to know his pleaſure when and where he will be attended by the Houſe with their addreſs had accordingly waited upon him and that he was pleaſed to appoint to morrow morning at ten a Clock in the Council Chamber.

Adjourned til nine a clock to morrow morning—

Saturday

Saturday May the 12th 1722.

A PETITION of *Charles Waller* praying to be paid for a White Servant lately convicted and Executed for felony was presented to the House and read.—

Resolved

That the said Petition be Refer'd to the consideration of the Comtee for Public Claims to Examine the matter thereof and report the Same with their Opinion therein to the House.—

Mr *Speaker* reports That he had attended the Governor with the Address of this House and that his Honor received it very courteously and was pleased to return this very kind Answer.—*vizt.* —

Mr Speaker and Gentl. of the House of Burgesses.

I kindly thank you for the hopes you give me of my recommendations having at all times Weight with your House and do assure you that on my part I am well disposed to gratifie you in all your Applications to me and shall be Anxious to support the authority and Credit of the House of Burgesss —

Several Claims from the Counties of *Nansimond* and *Stafford* and a Claim of *James Shields* the Publick Goaler were with the leave of the House received—

Resolved

That the said Claimes be refer'd to the consideration of the Comtee for Publick Claimes to Examine the Same and report their Opinions thereupon to the House—

The House according to order Resolved it self into a Comtee of the whole house to procede further in the consideration of the Governors Speech and after Some time Spent therein—

Mr *Speaker* resumed the Chair

And Mr *Clayton* reported from the said Committee

That they had had Several parts of the said Speech under their consideracon and had made a considerable progress therein but not having gone thro' the Same had directed him to move for leave to sit again.—

Resolved

That the House will on *Monday* next again Resolve it self into a Comtee of the whole House to consider further of the said Speech.

A Petition of *Chicheley Corbin Thacker* praying to be allowed for Public Services Since the last time he was allowed for the same was referd from the Governor and Council.—

Resolved

That the said Petition be referd to the consideration of the Committee for Public Claims to Examine the matter thereof and report the Same with their Opinions therein to the House—

Adjorned til Eleven a Clock on *Monday* morning.

Monday May the 14th 1722.

MR *Robinson* reports That the persons appointed had according to Order Examined the matter of the Petition of *ffrancis Smith* and were of Opinion that the Allegations therein contained were true.

Resolved

That a Bill be prepared according to the prayer of the said Petition—

Ordered

That Mr *Robinson* Mr *Nichs Smith* Mr *Eyeridge*. Mr *Covington* and Mr *Hawkins* do prepare and bring in the Same—

Mr *Clayton* reports from the Committee for Propositions and Grievances That upon Inspecting the Journal of the last Session of Assembly It appeared to the Said Committee.

That the proposition from *Middx* County That Parish and County levies may be better paid and Delinquents prevented was referd to the consideration of this Session

of

of Aſſembly And the ſaid Com^tee are of Opinion thereupon, That the matters therein contained are already provided for by Law and that the Said Propoſition be rejected.—

That it appeared to the ſaid Com^tee That the preparing and bringing in a bill to oblige the Several Proprietors of the Several Tracts of land called *Brent Town*, The Tract now belonging to M^r *Henry ffitzhugh* and *Henry ffitzhugh* the Younger and the Tract belonging to *Edward Jefferies* Eſq^r in the County of *Stafford* to Survey the ſaid Several Tracts of land within three years Or on failure thereof that any perſon ſhall be at Liberty to Enter for and hold the Same was referd to the conſideration of this Seſſion of Aſſembly And the Petition of *Stafford* County praying an Inſpection into the Proprietors Office and complaining of many Irregularities therein was refer'd to be conſidered when the Said Bill ſhould be prepared.

And the ſaid Committee are of Opinion That it is not neceſſary to proceed further thereon

That it further appeared to the ſaid Committee That the preparing and bringing in a Bill for Amending the Act concerning Servants and Slaves

As alſo to provide for the matters in the Memorial of *John Broadnax* deced was refer'd to the conſideration of this Seſſion of Aſſembly.

And the ſaid Com^tee are of Opinion thereupon That a Bill be now brought in for the purpoſes aforeſaid.—

Then the Houſe proceeded to the conſideration of the ſaid Report and the Same was twice read and agreed to—

Reſolved

That a Bill be brought in for amending the Act concerning Servants and Slaves purſuant to the Said report and It is refer'd to the Com^tee for Propoſitions and Grievances to prepare and bring in the Said Bill

M^r *Clayton* further reports from the ſaid Com^tee That they had had under their conſideration Several of the Propoſitions to them referd and had agreed upon a Vote which he read in his place and delivered in at the Table where the ſame was again twice read and agreed to as followeth.

Upon conſideration of the Several Propoſitions from *King* and *Queen* [*King*] *William* and *Hanover* Counties complaining of frequent Murders Roberies Theſts and Eſcapes committed by Convicts Imported into this Colony and praying that a large Reward may be given by the Public for the apprending ſuch as ſhall commit ſuch Crimes and that their Owners may be relieved And that a Law may be made to diſcourage the great Numbers Imported and to prevent Purchaſers being Impoſed upon by Maſters of Shipps and Merchants who Sell Such Convicts as other Servants

Reſolved

That the Same may be properly conſidered and remedied by the bill to be brought in to amend the Act concerning Servants and Slaves.—

Reſolved

That the ſame be an Inſtruction to the Committee appointed to prepare the Said Bill.—

The Houſe according to order Reſolved it Self into a Committee of the whole Houſe further to conſider the Governors Speech and after ſome time Spent therein M^r *Speaker* Reſumed the Chair and M^r *Clayton* reported from the Said Committee That they had made a further progreſs in the conſideration of the Said Speech but not having gone through it had directed him to move for leave to ſit again—

Reſolved.

That the Houſe will again reſolve it ſelf into a Com^tee of the whole Houſe to morrow further to conſider the Said Speech—

Several Claimes from the County of *Gloſter* were with the Leave of the Houſe received.

Reſolved.

That the ſaid Claims be referd to the conſideration of the Committee for Public Claims to Examin the ſame and report their Opinions therein to the Houſe.—

Adjorned til Eleven a Clock tomorrow morning

Tueſday

Tueſday May the 15th 1722.

THE Several Claims following were with the Leave of the Houſe received.—
*Viz*t

Claimes from the County of *Surry*.

A Claim of *Edmund Jennings* Eſqre

Claims of *Henry Briggs* and *Charles Kemball* Indian Interpreters

Ordered

That the ſaid Claims be referd to the conſideration of the Committee for Public Claims to Examine the Same and report their Opinions therein to the Houſe—

A Petition of *John Blinco* praying to be enabled to Sell certain intailed Lands in the County of *Northumberland* upon his ſetling other Lands in the ſame County and a Negro to the ſame uſes was preſented to the Houſe and read.—

Reſolved

That the ſaid Petition be refer'd to Mr *McCarty*, Mr *Eſcridge* Mr *Preſly* and Mr *Hack* to Examine the matter thereof and report the Same with their Opinions therein to the Houſe.

Several Petitions following were preſented to the Houſe and read *viz*t—

A petition of *John Bruſh* praying an Allowance for the Damage he Suſtained by a hurt recd in fireing the Great Guns on the 28th of *May* laſt being the Anniverſary of his Majeſts Birth—

A petition of *Richard Hickman* praying to be allowed his uſual Salary and Expences for keeping the Capitol and Clock.

Reſolved

That the ſaid Petitions be refer'd to the conſideration of the Comtee for Public Claims to Examine the matter thereof and report the ſame with their Opinions therein to the Houſe.—

A Petition of *Richard Hickman* praying that a new flag and Cuſhions may be provided for the Capitol was preſented to the Houſe and read

Ordered

That the ſd Petition do ly upon the Table.—

Several propoſitions from the County of *Surry* were refer'd from the Governor and Council.—

A Petition of Sundry Merchants and Traders in this Colony complaining of great Abuſes in the Staple of Tobacco and praying that waies and means may be found to prevent the ſame was alſo refer'd from the Governor and Council—

Reſolved.

That the ſame be refer'd to the conſideration of the Comtee for propoſitions and Grievances to Examine the matter thereof and report the ſame with their Opinions therein to the Houſe.—

Mr *Harriſon* Reports from the Comtee for Public Claims that the ſaid Committee had according to Order Examined the Accounts and Vouchers of the perſons intruſted with the Sum̃ of One hundred and fifty pounds given by the laſt Aſſembly towards the making of Cauſwaies and repairing the Streets in the City of *Wmsburgh*. and that there is a Ballance of Seventeen pounds Two Shillings and Three pence due to Mr *John Holloway* thereupon—

Reſolved

That the Said Sum of Seventeen pounds two ſhillings and Three pence be paid to Mr *Holloway* out of the money in the hands of *Peter Beverley* Eſqr Treaſurer—

A Petition of Sundry Inhabitants of the City of *Wmsburgh* praying a further Sum for the compleating and finiſhing the Cauſwaies and Repaires in the Streets of the ſaid City—

Reſolved

That the ſame be Rejected

Mr

Mr *Clayton* reports from the Committee for propoſitions and Grievances That the Said Comtee had had under their Conſideration Several Propoſitions to them refer'd and were come to Some reſolutions thereupon which he read in his place and afterward delivered in at the Table where the Same was again read and agreed to as followeth.—

Upon conſideration of the Propoſition from *King* and *Queen* Counties That a Law be made againſt Idle perſons that are not known Traveling without paſſes and that a reaſonable Satisfaction may be given to Such as ſhall take them up.—

Reſolved

That the ſame be rejected being already provided for.

Upon conſideration of the Propoſitions from *King* and *Queen* and *Hannover* Counties That the heads of the Rivers that divide Two Counties and Creeks may be cleared and hedges being made croſs the ſame prevented and that this Aſſembly will contribute Some convenient Sum of mony towards Such ends and purpoſes.

Reſolved.

That where a River ſhall divide Two Counties the Courts of Each County be Impowered to levy Tobacco for doing Such work in proportion to the Number of Tithables and that the making hedges croſs the ſame be prevented and thoſe already made deſtroyed and that a Bill be prepared accordingly.

Reſolved

That that part of the Propoſition which relates to the Contribution of money towards Such work be rejected.

Upon conſideration of the propoſition from *Eſſex* County That a fferry may be appointed over *Rappahanoc* River from *Robt. Kays* Plantation in *Eſſex* County to Mr *Samuel Skinkers* plantation in *King George* County And.

Upon the conſideration of the Propoſition of *George Dabney* That a fferry be appointed from his Landing in *King William* County to the Oppoſite Landing in the County of *Hannover.*—

Reſolved

That a Bill be prepared accordingly

Ordered

That the Committee for Propoſitions and Grievances do prepare and bring in the Said Bills.

Ordered.

That the Said Comtee do bring in a Clauſe to be added to the Bill relating to the Said fferrie for the appointing a fferry from *Urbanna* in the County of *Middſex* over *Rapahanoc* River to *Chetwoods* in the County of *Lancaſter* and a fferry from Mes *Garlands* in the County of *Hanover* over the River *Pamunkey* to Mrs *Littlepages* Land in the County of *King William*—

Reſolved

That this Houſe will Reſolve it Self into a Comtee of the whole Houſe tomorrow further to conſider the Governors Speech—

Adjorned til Eleven a Clock tomorrow morning.

Wedneſday May the 16th 1722

CLAIMS from the County of *Northumberland* were with the Leave of the Houſe received.—

Ordered

That the Said Claims be referd to the conſideration of the Committee for Public Claimes to Examine the Same and report their Opinions therein to the Houſe—

Mr *McCarty* reports That the perſons appointed had according to order Examined the matter of the Petition of *John Blinco* and were of Opinion that the Allegations therein contain'd were true—

Ordered

Ordered

That Leave be given to bring in a Bill according to the Prayer of the Said Petition—

Ordered

That Mr *Harrifon*, Mr *Bridger* and Mr *Waller* do carry the Refolve for paying the Sum of Seventeen pounds two Shillings and three pence to Mr *John Holloway* up to the Council and defire their Concurrence thereto.

Refolved.

That application be made to the Governor for his Affent to the faid Refolve

Mr *Clayton* reports from the Comtee for Propofitions and Grievances That the faid Committee had had under their confideration Several of the matters to them Referd and have agreed upon a Report which he read in his place and afterwards delivered in at the Table where the fame was again read and agreed to as follows.

Upon confideration of the Propofitions from *King* and *Queen* and *Hannover* Counties and the Repref entation of the Merchants. and Traders in this Colony relating to Trafh Tobacco and that the abufes committed in packing and Damage Suftained by Rolling thereof may be prevented and none Planted after the laft of *June* yearly.—

Refolved.

That it is neceffary That a Bill be brought in to Redrefs the matters Complained of.

Upon confideration of the Propofition from *Surry* County That no perfon fhall follow any Trade but what he hath Served a time to and but One Trade and that Such perfons may not have Liberty to Plant Tobacco.

Refolved

That the Said Propofition be rejected.

Upon confideration of the Grievance from the Said County That Idle and diffolute perfons are very burthenfome to the poorer Sort of People and praying remedy therein—

Refolved

That the Said Grievance be refer'd to the confideration of the next Seffion of Affembly.

Upon confideration of the Propofition from the Said County That the Law making Negro and other Slaves Reall Estate may be repealed.—

Refolved

That the Said propofition be rejected

Upon confideration of the Grievances from *York* and *Warwick* Countys relating to Striking ffifh in the night by a Light and praying the Same may be prevented.

Refolved

That the faid Grievances be rejected

Upon confideration of the propofition from *Hanover* County.

That the Burgeffs be paid out of the Public ffund.

Refolved

That the faid Propofition be rejected.

Upon confideration of the Grievance from *Hanover* County relating to the Bounds thereof being unafcertained and praying the Same may be afcertained

Refolved

That the Surveyors of the Counties of *Hanover* and *Henrico* with Two perfons to be appointed by the Courts of each of the faid Counties Do lay out a dividing line for the faid Counties at the Equal Charge of each County and that if they agree the fame fhall be marked for the Bounds of the Said Counties, But if they difagree that they make their report to the next Seffion of Affembly.—

Ordered

That the Committee for Propofitions and Grievances do prepare and bring in a Bill purfuant to the Refolve of the Said Comtee —

The Houfe according to order Refolved it Self into a Committee of the whole houfe further to confider the Governors Speech—

And after fome time fpent therein—

Mr

Mr *Speaker* Reſumed the Chair

And Mr *Clayton* Reported from the Said Committee

That they had gone thro the Said Speech and were come to Several Reſolutions thereupon which he read in his place and delivered in at the Table where the Same was again read.—

Reſolved

That the Said report be conſidered to morrow

Adjorned til Eleven a Clock tomorrow morning

Thurſday May the 17th 1722.

SEVERAL Claimes from the Counties of *Eſſex* and *Accomack* were with the leave of the Houſe received.

Ordered

That the Said Claims be refer'd to the conſideration of the Committee for Public Claims to Examine the Same and report their Opinions therein to the Houſe.—

A Bill for amending the Act concerning Servants and Slaves and for the better Government of Convicts Imported and for the further preventing the Clandeſtine Tranſportation of perſons out of this Colony was read the firſt time—

Reſolved

That the ſaid Bill be read a Second time.

A Bill for Setling New fferries over *Rappahanoc* and *Pamunkey* Rivers was read the firſt time

Reſolved.

That the Said Bill be read a Second time.—

A Bill to Enable *ffrancis Smith* to convey certain intailed lands to *John Spicer* gen. in ffee ſimple upon the ſaid *John Spicer*s conveying other lands therein menc̃oned to the Same uſes—was read the firſt time

Reſolved

That the ſaid Bill be read a Second time.—

A Bill for the amending the breed of Horſes was read the firſt time

Reſolved.

That the Said Bill be read a Second time—

The Houſe proceeded to the conſideration of the report of the Committee of the whole Houſe made on the Governors Speech and the ſame being twice read part thereof was diſagreed to and part agreed to by the Houſe as follows.—

Reſolved

That an Encouragement be given for the making of Naval Stores in this Colony.

Reſolved

That Some Encouragement be given for the making of Hemp and Tar according to the directions of an Act of Parliment made in the Eigth year of the Reign of his preſent Majeſty Intituled *an Act giving further Encouragement for the Importation of Naval Stores* and for other purpoſes therein mentioned.

Reſolved

That the Governor be now Enabled to make the Intended Embaſſy to *Albany* this Summer in Such manner as may prove Effectual and alſo appear Suitable for the Dignity of this Colony.

That the Anſwer received from the Province of *Maryland* relating to the Reſolves of the Houſe of Burgeſſes at the laſt Seſſion for the building of a Lighthouſe upon Cape *Henry* doth not contain any ſufficient reaſons to Induce this Houſe to treat with them any further thereupon—

Reſolved

That a Bill be prepared for Eſtabliſhing Rules whereby thoſe in the Adminiſtration may legally act upon any apparent Approach of that fatal Contagion which rages in ſome parts of *Europe*—

Reſolved

Reſolved

That two ſhillings per Barrell be given for all Tar Exported which ſhall be made according to the directions of the Said Act of Parliment

Reſolved

That four ſhillings ſhall be given for every Gross hundred of Hemp which ſhall be made in this Colony according to the direction of the ſaid Act of Parliament.

Reſolved

That no bounty be given upon Iron Caſt in this Colony

Reſolved Nemine Contradicente

That the Sum of One Thouſand pounds be given the Governor to Enable him to make the intended Embaſſy to *Albany*.

Ordered

That the Committee for Propoſitions and Grievances do prepare and bring in a Bill for the Encouragement of Naval Stores purſuant to the ſaid Reſolves. And that it be an Inſtruction to the ſaid Com^tee^ to bring in a Clauſe to be added to the ſaid Bill for the making the Same Temporary.

Ordered

That the Committee for Propoſitions and Grievances do prepare and bring in a Bill to Eſtabliſh Rules whereby thoſe in the Adminiſtration may legally Act upon apparent approach of the Plague.

Ordered

That the Committee for Propoſitions and Grievances do carry the Reſolve for giving One Thouſand pound to the Governor as aforeſaid up to the Council and deſire their Concurrence thereto—

Reſolved

That application be made to the Governor for his Aſſent to the ſaid Reſolve

Ordered

That M^r^ *Harriſon* have leave to go into the Country.—

A Petition of Sundry Inhabitants of *W^ms^burgh* praying That an Impoſition may be laid upon the Owners of houſes and Lands in the Said Town and parts adjacent or that Some other method may be taken for the Repairing the Highwaies in and about the ſaid Town—

Reſolved

That the ſaid Petition be refer'd to the conſideration of the Com^tee^ for Propoſitions and Grievances to Examine the matter thereof and report the Same with their Opinions therein to the Houſe—

Adjorned til Eleven a Clock tomorrow morning.

Friday May the 18th 1722.

SEVERAL Claimes from the County of *New Kent* were with the Leave of the Houſe received.

Ordered

That the Said Claims be referd to the conſideration of the Com^tee^ for Publick Claims to Examine the Same and report their Opinions therein to the Houſe.—

Ordered

That M^r^ *Lear*, M^r^ *Corbin*, and M^r^ *Braxton* have Leave to be abſent til *Tueſday* next.

M^r^ *Clayton* reports from the Committee for Propoſitions and Grievances That the Said Com^tee^ had had under their conſideration Several of the matters to them referd and had agreed upon a report which he read in his place and delivered in at the Table where the Same was again twice read and agreed to as follows

Upon conſideration of the Propoſition from *King* and *Queen* County That the ffees of Country Surveyors may be diſtrained for or that they may have Liberty to diſpoſe of the Surveys by them made to Such as will pay the Charges of the Same—

Reſolved

Reſolved

That the Said Propoſition be Rejected.

Upon conſideration of the Propoſition from the Said County That a Reward may be given for killing Squirrells and Crows.

Reſolved

That the ſaid Propoſition be Rejected.

Upon conſideration of the Propoſition from *King William* County That the Said County may be divided And upon conſideration of the Petition of Several Inhabitants of the Said County praying the Said County may not be divided.—

Reſolved

That the Same be refer'd to the conſideration of the next Seſſion of of Aſſembly.

A Bill for Setling new fferries over *Rapahanoc* and *Pamunkey* Rivers was read the Second time and Several Amendments were made therein.

Reſolved

That the Bill with the Amendments be Ingroſſed.

A Petition of *Miles Cary* Clerk of the Committee for Publick Claimes Setting forth that he is very ſick and not able to perform the Duty of his Office and praying leave to Reſign the Same to *Miles Cary* jun^{r} his ſon was preſented to the Houſe and read.—

Ordered

That *Miles Cary* Jun^{r} be admitted Clerk to the ſaid Com^{tee} in the room of his ffather and that he give his attendance accordingly.

A Bill for amending the Act concerning Servants and Slaves and for the better Government of Convicts Imported and for the further preventing the Clandeſtine Tranſportation of perſons out of this Colony was read the Second time—

Reſolved

That the Bill be committed to the Committee for Propoſitions and Grievances.

A Bill to Enable *ffrancis Smith* to convey certain Intailed Lands to *John Spicer* Gent. in ffee Simple upon the Said *John Spicer*s Conveying other Lands therein menconed to the Same Uſes was read the Second time.

Reſolved

That the Bill be ingroſſed—

Adjorned til Eleven a Clock to morrow morning.—

Saturday May the 19th 1722

SEVERAL Claims from the County of *King* and *Queen* were with the leave of the Houſe received

Ordered

That the Said Claims be referd to the conſideration of the Committee for Public Claims to Examine the Same and report their Opinions therein to the Houſe—

M^{r} *Clayton* reports from the Committee to whom the Bill for amending the Act concerning Servants and Slaves and for the better Government of Convicts Imported and for the further preventing the Clandeſtine Tranſportation of perſons out of this Colony, was committed. Several Amendments made to the Bill which he read in his place and afterwards delivered the Same in at the Table where the Same was twice read and Severally agreed to—

Reſolved

That the Bill with the Amendments be Ingroſſed.

A Bill intituled *an Act for Setling New fferries over* Rappahanock *and* Pamunkey *Rivers* was read the third time and an Amendment was made therein.

Reſolved

That the Bill as amended do paſs.

Ordered

Ordered

That the Committee for Propoſitions and Grievances do carry the Said Bill to the Council and deſire their Concurrence thereto—

A Bill intituled *an Act to Enable* ffrancis Smith *to convey certain Intailed Lands to* John Spicer *Gent. in ffee Simple upon the Said* John Spicers *conveying other Lands therein menconed to the Same Uſes* was read the third time—

Reſolved

That the Bill do paſs—

Ordered

That the perſons who prepared the Said Bill do carry the Same to the Council and deſire their Concurrence thereto—

Mr *Clayton* reports that the perſons appointed to Inſpect the Public Goal and to Compute the Charge of the Additional Buildings and Repairs which they ſhould find neceſſary for the more Safe and convenient keeping of Priſoners committed thereto had inſpected the Same and agreed upon a report which he read in his place and afterwards delivered in at the Table where the ſame was again read.—

Ordered.

That the ſaid report do ly upon the Table.

A Petition of Sundry Inhabitants of the Pariſh of *Chriſt Church* in the County of *Middſex* praying That no Act may paſs for the Augmenting of their Miniſters Salary according to a Petition of the Veſtry of the Said Pariſh And that a Law may be made forbiding Veſtries under a Penalty to levy more for the Clergy than Sixteen Thouſand pound of Tobacco the Salary eſtabliſhed by Law—was refer'd from the Governor and Council—

Reſolved

That the Said Petition be refer'd to the Committee for Propoſitions and Grievances to Examine the matter thereof and report the Same with their Opinions therein to the Houſe—

Adjorned til Eleven a Clock on *Monday* morning.—

Monday May the 21ſt 1722

A BILL intituled *an Act for amending the Act concerning Servants and Slaves and for the better Government of Convicts Imported and for the further preventing the Clandeſtine Tranſportation of perſons out of this Colony* was read the third time—

Reſolved

That the Bill do paſs.—

Ordered

That the Committee for Propoſitions and Grievances do carry the Said Bill to the Council and deſire their Concurrence thereto—

Adjorned til Eleven a Clock to Morrow Morning—

Tueſday May the 22d 1722

A BILL to Enable *John Blinco* to Sell certain Intailed Lands upon his Setling other Lands to the Same uſes was read the firſt time.

Reſolved.

That the Bill be read a Second time.—

A Bill for the further Improving the Staple of Tobacco was read the firſt time—

Reſolved.

That the Bill be read a Second time.

A Bill for the more effectual Clearing of Rivers and Creeks was read the firſt time.
Reſolved
That the Bill be read a Second time—
A Bill for the building a Church in the Pariſh of *Accomack* was read the firſt time—
Reſolved
That the Bill be read a Second time.
A Claim of *Catharine Craggs* was with the Leave of the Houſe received
Ordered
That the Said Claim be referd to the conſideration of the Committee for Public Claims to Examine the Same and report their Opinions therein to the Houſe—
A Bill for the amending the breed of Horſes was read the Second time—
Reſolved
That the Bill be committed to Mr *Harriſon*. Mr *Robinſon* and Mr *Willis*—
A Petition of *John Bates* praying to be Enabled to Sell certain Intailed Lands for the payment of the Debts and Legacies of *John Bates* deceaſed his ffather, upon his Setling other Lands and Nergro's of Greater Value to the ſame uſes was preſented to the Houſe and read.—
Ordered
That a Committee be appointed to Examin the matter of the Said Petition and Report the Same with their Opinions therein to the Houſe and It is refer'd to Mr *Clayton*, Mr *Blair*, Mr *Thomas Randolph*, Mr *Lawrence Smith*, Mr *Stith* and Mr *John Thornton*—
Ordered
That Mr *Wm Randolph* have leave to be abſent til *Monday* next.
The Treaſurers Accounts were laid before the Houſe—
Ordered
That the Same do ly upon the Table.
The Houſe proceeded to the conſideration of the Report of the Comtee appointed to Inſpect the Public Goal and the Same was read and is as follows.
The Comtee appointed to Inſpect the Public Goal have in purſuance of the Order of this Houſe viewed the Goal appointed for keeping Criminals and alſo the Goal called the General Court Priſon for Debtors thereto adjoyning And are of Opinion that the Two roomes at the Eaſt end of the Criminals Goal, be appropriated for the keeping of Debtors, and the Two roomes at the Weſt end of the Said Criminals Goal and the General Court priſon for Debtors be appropriated for the keeping of Criminals.
They have alſo computed the Charge of making the alteration of the Said Priſons and do find the Same will amount to One hundred Thirty One Pounds
And for rendering the Said Priſons more Secure. It is the Opinion of this Committee That a Houſe be built adjacent to the ſaid Priſons for the abode of the Said keeper thereof with a Yard to be incloſed with a Wall of Brick ſo as to Encloſe the South ſide of the ſaid Priſons according to the Plan herewith offered to this Houſe, the Charge of building which Houſe and Wall they compute wil amount to £ 228.
Reſolved
That a Bill be prepared for the making the alterations in the Public Goal and for the building a houſe for the Keeper and Erecting a Wall purſuant to the Said report
Ordered
That the Committee who made the ſaid Report do prepare and bring in the ſame.—
Adjorned til Eleven a Clock to morrow morning—

Wedneſday May the 23d 1722.

MR *Harriſon* reports from the Committee to whom the Bill for amending the breed of horſes was committed Several Amendments made to the Bill which he read in his place and afterwards delivered the Same in at the Table where the Same was twice read and agreed to
Reſolved
That the Bill with the Amendments be Ingroſſed.

A Bill for the further Improving the Staple of Tobacco was read the Second time and Several amendments were made therein—

Reſolved

That the Bill with the Amendments be Ingroſſed.

A meſſage from the Council

That they have agreed to the Reſolve for paying three hundred pounds to *William Bird* Eſq^r.

As alſo to the Reſolve for giving the Governor the Sum of One Thouſand Pounds to Enable him to make the intended Embaſſy to *Albany*.

As alſo to the Reſolve for paying XVIJ pounds IJ Shillings & IIJ pence to M^r *Jn°. Holloway*

A written Meſſage from the Council

M^r. Speaker and Gentl. of the Houſe of Burgeſſ^s.

A Petition having been delivered to us laſt Seſſion of Aſſembly by M^r *Thomas Jones* in behalf of the late *Virginia* Indian Company Together with an Account of Sundry Sums of money Expended by that Company for the Public Service We have Examined the Several Articles charged in the Said Account and compared the Same with the Vouchers produced to us by M^r *Jones* and As to the Sums charged in the firſt third fourth fifth and Sixth Articles of the Said Account being for repairing the ffortifications of *Chriſtanna* Maintaining the Guard there and the Hoſtages of the Southern Indians with their Attendants from the 12th of *November* 1717 to the laſt of *July* 1718. We hope we need only remind you that the Houſe of Burgeſſes in *May* 1718 having reſolved to Enable the Government to diſcharge its Engagements to the Indian Company for thoſe Services—Nothing remains for us but to Certifie That the Said Articles contain a Juſt Computation of that Charge—

As to the 2^d Article charged in the ſaid Account It doth appear That the Timber and Materials which before the diſſolution of the Indian Company were provided for repairing the ffort of *Chriſtanna* were afterwards by Order of the Government Imployed for that purpoſe; and Seeing the Said Reparations could not have been made without thoſe Materials We think it reaſonable that the ſaid late Company ſhould be reimburſed the Charge thereof as Stated in the Said Article.—

The 7^th Article of the Said Account for maintaining the Hoſtages of the Southern Indians and their attendants from the firſt of *April* 1717 to the 12^th of *November* following when the Company was diſſolved We doubt not you will think reaſonable to Allow when you conſider the Occaſion of that Expenſe Theſe Hoſtages were delivered here upon a Treaty between this Government and the *Cattawba* Indians who had been for Some time before in Warr with his Majeſties Subjects of *South Carolina* and were given as pledges of that Peace, which thoſe Indians then promiſed for the future to maintain as well with this Colony as with all his Majeſties other Subjects on the Continent, and tho the Indian Company under the Proſpect of the Continuance of the Trade which had been Eſtabliſhed by Act of Aſſembly were willing to eaſe the Government of the Charge of maintaining thoſe Hoſtages yet it would be unreaſonable to lay the Burthen of that Expence upon the Members of that Company when they were ſo ſoon deprived of thoſe advantages which induced them to it

We have alſo conſidered the laſt Article of the Said Account for Sending home the Said Hoſtages and are of Opinion That the Sum of Twenty pounds charged for that Service is conformable to the Reſolution of the Houſe of Burgeſſes in 1718 That the ſaid Hoſtages ſhould be returned in Such a handſome manner as might but preſerve a good Underſtanding with that People it appearing to us That the Nations of Indians to which thoſe Hoſtages did belong have ever ſince treated the People of *Virginia* with great Civility and ffriendſhip.

And ſince you will perceive by the Order of the King in Council for repealing the Law for regulating the Indian Trade That his Majeſty doth recommend the Reimburſment of the Charge and Expence which the Indian Company have been at for the Public benefit

benefit We make no Doubt your Houſe will readily agree to the payment of the Several Sums mentioned in the Account herewith Sent you, being well aſſured that the Services therein menc̃oned were of Public Benefit to this Colony.

Reſolved

That the Said Meſſage be conſidered tomorrow—

A Bill for the more Effectual clearing of Rivers and Creeks was read the Second time—

Reſolved

That the Bill be Ingroſſed.

Reſolved

That It is the Opinion of this Houſe That the Governors Preſence in the Government of *New York* during the intended Treaty at *Albany* will be greatly for the benefit of this Colony.

Reſolved

That an Addreſs be made to the Governor upon the Subject matter of the Said Reſolve and It is refer'd to the Committee for Propoſitions and Grievances to prepare the Same—

A Bill for the building a Church in the Pariſh of *Accomack* was read the Second time

Reſolved

That the Bill be ingroſſed

A Bill to Enable *John Blinco* to Sell certain intailed Lands upon his Setling other lands to the Same Uſes was read the Second time and an Amendment was made therein—

Reſolved

That the Bill with the Amendment be Ingroſſed.

Mr *Clayton* reports from the Committee for Propoſitions and Grievs That the Said Committee had had under their conſideration Several of the matters to them refer'd and had agreed upon a report which he read in his place and afterwards delivered the Same in at the Table where the Same was again read and agreed to as follows.

Upon conſideration of the Petition of the Inhabitants of the City of *Wmsburgh* and parts adjacent Complaining of the Roads in and near the Said City being much worn and likely to become Unpaſſable and praying to be relieved by an Impoſition or Some other method as is therein menc̃oned.

Rĕſolved

That a Bill be brought in according to the Prayer of the ſaid Petition Upon conſideration of the Propoſition of *Joſeph Ball* from *Lancaſter* County That a certain Number of young men born in this Colony may at the Countries Charge be Sent to One of the Univerſities in *England* and there maintained til they ſhall have received Prieſts Orders.

Reſolved

That the ſaid Propoſition be rejected, the Country being not at preſent in a Condition to Comply with it.—

Upon conſideration of the Several Petitions of the Inhabitants of *Wilmington* and *Jame's City* Pariſhes refer'd by the laſt to this Seſſion of Aſſembly relating to the Diſſolving *Wilmington* Pariſh and praying the Said Pariſh may be joined to other Pariſhes.

Reſolved

That a Bill be brought in to diſſolve *Wilmington* Pariſh and to Join the Same to Neighbouring Pariſhes according to the Prayer of the Said Petitions.

Ordered

That the Committee for Propoſitions and Grievances do prepare and bring in the Said Bills—

A Bill for the Encouraging of Naval Stores was read the firſt time

Reſolved.

That the Bill be read a Second time—

Ordered

That a Comtee be appointed to Inſpect and Examin the Treaſurers Accounts and to make report of their Opinions therein to the Houſe and It is referd to Mr *Grymes* Mr *Harriſon* and Mr *McCarty*.

Adjorned til Eleven a clock to morrow morning

Thurſday

Thurſday May the 24th 1722.

A CLAIM of *John Slater* was with the leave of the Houſe received

Ordered.

That the ſaid Claim be referd to the conſideration of the Committee for Public Claims to Examine the Same and report their Opinions therein to the Houſe

A Petition of *William Beverley* Setting forth that certain lands in the County of *Spotſylvania* are by the Will of his father Setled upon him for his life with divers limitations over and praying for many Reaſons to be Enabled to Sell the Said Lands in ffee Simple was preſented to the Houſe and read

Reſolved

That the Said Petition be Refer'd to the conſideration of Mr *Robinſon* Mr *Nicholas Smith*, Mr *Wm Thornton*, Mr *Hawkins* Mr *Braxton* and Mr *Corbin* to examin the Same & report their Opinions therein to the houſe

Ordered

That Mr *Meriwether* Mr *Syme* and Mr *Thomas Randolph* do carry the Reſolve for runing the Dividing line between the Counties of *Henrico* and *Hanover* to the Governor and Council and deſire their Concurrence thereto

A Bill intituled *an Act for the further Improving the Staple of Tobacco* was read the third time—

Reſolved

That the Bill do paſs

A Bill intituled *an Act for the more effectual clearing of Rivers and Creeks* was read the third time

Reſolved

That the Bill do paſs

A Bill intituled *an Act for amending the breed of horſes* was read the Third time and an Amendment was made therein—

Reſolved

That the Bill as amended do paſs

Ordered

That the Committee for Propoſitions and Grievances do carry the Said Bills to the Council and deſire their Concurrence thereto—

A Bill for Encouraging of Naval Stores was read the Second time and an Amendment was made therein—

Reſolved

That the Bill with the Amendment be Ingroſſed.

Mr *Robinſon* reports that the perſons appointed had according to Order Examined the Allegations of the Petition of *Wm Beverley* and were of Opinion that there is good Cauſe for leave to bring in a Bill according to the Prayer of the Said Petition—

Ordered

That leave be given to bring in a Bill accordingly.

A Bill intituled *an Act for the building a Church in the Pariſh of* Accomack was read the third time—

Reſolved

That the Bill do paſs.

Ordered

That Mr *Ewel*, Mr *Syme*, and Mr *Walk* do carry the Said Bill to the Council and deſire their Concurrence thereto—

A Bill Intituled *an Act to Enable* John Blinco *to Sell certain intailed Lands upon his Setling other Lands to the Same uſes* was read the third time.

Reſolved

That the Bill do paſs

Ordered

Ordered

That Mr *McCarty*, Mr *Efcridge* Mr *Prefly* and Mr *Hack* do carry the ſaid Bill to the Council and deſire their Concurrence thereto—

Then the Houſe proceeded to the conſideration of the written Meſſage from the Council And the Same being read.

Reſolved

That the Accounts of the late Indian Company menc̃oned in the ſaid Meſſage be refer'd to the Committee for Public Claimes to Examine the Same and report their Opinions therein to the Houſe.—

Ordered

That the Committee for Propoſitions and Grievances do go up to the Council and deſire to know whether they will Join with this Houſe in an addreſs to be made to the Governor upon the Subject matter of the Reſolve. That his preſence in the Government of *New York* during the intended Treaty at *Albany* will be of great benefit to this Colony and whether they will appoint--Some of their Members to Join with a Committee of this Houſe in preparing the Said Addreſs.—

Adjourned til Eleven a Clock tomorrow morning.—

Friday May the 25th 1722

ORDERED

That Mr *Crafford* have leave to go into the Country.

A Bill intituled *an Act for the Encouraging of Naval Stores* was read the third time—

Reſolved

That the Bill do paſs.

Ordered

That the Committee for Propoſitions and Grievances do carry the ſaid Bill to the Council and deſire their Concurrence thereto—

Mr *Clayton* reports from the Committee for Propoſitions and Grievances That the Said Committee had had under their conſideration Several of the matters to them referred and had agreed upon a report which he read in his place, and afterwards delivered in at the Table where the Same was again read and is as follows.

The Committee upon Inſpecting the Journal of the laſt Seſſion of Aſſembly find the report of the Committee of Elections and Priviledges made on the Petitions of Sundry Inhabitants of *Eſſex* County Complaining of hardſhips Impoſed on them by the Militia Court lately held in the Said County was refer'd by the laſt to the conſideration of this Seſſion of Aſſembly—

Reſolved

That the Same is Proper to be conſidered.

We alſo find the Diſarmed Condition of the Militia. And the Propoſition from *New Kent* County That Guns and Swords be provided for the poorer Sort of People who are not able to purchaſe the Same was refer'd by the laſt to the conſideration of this Seſſion of Aſſembly with the Governors ſpeech relating to the Diſarmed Condition of the Militia—

Reſolved

That the Same is proper to be conſidered.

Upon conſideration of the Petitions of the Veſtry of *Chriſt Church* Pariſh in the County of *Middſex* And the Petition of divers Inhabitants of the Said Pariſh.—

It is the Opinion of the Committee That the Petition of the Veſtry is reaſonable and proper to be relieved by amending the Parochial Laws.

Reſolved

That a Bill be prepared accordingly

Upon

Upon conſideration of the Propoſition from *Surry* County That a Duty of Twenty pounds per head may be laid on all Slaves to be Imported And a Law made for the better Government of thoſe already amongſt us.—

Reſolved

That a Duty of forty Shill^{s} per head be laid upon all Negroes to be Imported into this Colony and that a Bill be prepared accordingly.

And the Said report was read the Second time—

Reſolved.

That the Houſe doth agree with the Said Committee That the report of the Committee for Elections and Priviledges made at the laſt Seſſion of Aſſembly.—

Upon the Petition of Sundry Inhabitants of the County of *Eſſex* be [ing] conſidered

Reſolved

That the Same be conſidered to morrow—

Reſolved.

That the Houſe doth agree with the ſaid Committee That the diſarmed Condition of the Militia ought to be conſidered—

Reſolved

That a Bill be prepared for Amending the Law relating to the Militia And It is refer'd to the Committee for Propoſitions and Grievances to prepare and bring in the Same—

Reſolved

That the Houſe doth agree with the Said Committee That a Bill be prepared for amending the Parochial Laws and that the matters Set forth in the Petition of the Veſtry of the ſaid Pariſh of *Chriſt Church* be provided for in the Said Bill—

Ordered

That the Committee for Propoſitions and Grievances do prepare and bring in the Said Bill—

Reſolved.

That the Houſe doth not agree with the ſaid Committee That a Bill be prepared for the laying a Duty of fforty ſhillings per head upon Negro's.—

A Bill for diſſolving the Pariſh of *Wilmington* and for Joining the Same to other Pariſhes was read the firſt time.—

Reſolved.

That the Bill be read a Second time on *Tueſday* next.—

M^{r} *Clayton* reports That the perſons appointed to Examin the matter of the Petition of *John Bates* praying to be Enabled to Sell certain Intailed Lands upon his Setling other Lands to the Same Uſes, had had the Same under their conſideration and were of Opinion that the Lands propoſed to be ſetled are not of Equal Value with the ſaid IntailedLands—

Reſolved

That the ſaid Petition be rejected.

A Bill for the Veſting the ffee Simple Eſtate of certain Lands in W^{m} *Beverley* of the County of *King* and *Queen* gen. upon certain conſiderations therein menc̃oned was read the firſt time.

Reſolved

That the Bill be read a Second time—

A meſſage from the Council.

That they have agreed to join in an Addreſs to the Governor upon the Subject matter of the Meſſage Sent to them Yeſterday and have appointed two of their members to join with Such perſons as this houſe ſhal appoint to prepare the ſame and that the Committee of the Council will meet the Committees of this Houſe to morrow morning at eight a Clock in the Conference Chamber.—

Ordered.

That a Com^{tee} be appointed to join with a Com^{tee} of the Council in p^{r}paring the Said Addreſs and it is refer'd to M^{r} *Clayton* M^{r} *Grymes* M^{r} *Eſcridge* and M^{r} *Braxton*—

Adjourned til Eleven a Clock to morrow morning—

Saturday

Saturday May the 26th 1722.

MR *Harrifon* reports That the Committee appointed to Examine the Amounts of the late Indian Company had had the Same under their conſideration and agreed upon a report which he read in his place and afterwards delivered in at the Table where the Same was again read.

Reſolved

That the Said report be conſidered on *Tueſday* next.

A Bill for the Veſting the ffee Simple Eſtate of certain Lands in *Wm Beverley* of the County of *King* and *Queen* Gent. upon certain conſiderations therein menc̃oned was read the Second time and Several Amendments were made therein—

Reſolved

That the Bill with the Amendments be ingroſſed.

Mr *Clayton* reports from the Committee for propoſitions and Grievances That the ſaid Committee had conſidered the Grievance from *Lancaſter* County (Complaining that the Bounds of their County on the Side of *Northumberland* County have never been regularly laid out and praying to be redreſſed therein) to them refer'd and were come to a reſolution thereupon which he read in his place and delivered in at the Table where the ſame was twice read and agreed to as followeth—

Reſolved

That Mr *Danl McCarty* Mr *George Eſcridge*, Mr *Charles Barber*, Mr *Willm Woodbridge* and Mr *Charles Grymes* or any three of them with the Surveyors Mr *Coppidge* and Mr *Newton* or One of them do meet and (having regard to all Evidences and former Orders to be produced) lay out the Dividing bounds between the Said Counties at the Equal Charge of each County and to make report of their proceedings to the next Seſſion of Aſſembly.—

Ordered

That Mr *Wm Ball* Mr *James Ball*, Mr *Preſley* and Mr *Hack* do carry the Said Reſolve to the Governor and Council and deſire their Concurrence thereto

A Bill to oblige Ships coming from places infected wth the plague to perform their Quarentine was read the firſt time—

Reſolved

That the Bill be read a Second time—

Mr *Clayton* reports that the Comtee appointed to Join with two Members of the Council in preparing the Addreſs to the Governor had met them for that purpoſe and that they informed the ſaid Committee That the Council were of Opinion, they could not handſomly addreſs the Governor upon the Subject matter of the Reſolve of this Houſe until this Houſe had conſidered the Governors former Journey to *New York* and his Services in obtaining the Preliminary Articles., which are to be the foundation of the preſent Treaty.

Reſolved.

That the Houſe will conſider the ſaid report on *Tueſday* next.

The Petition of *Richard Hickman* keeper of the Capitol praying that a fflag and Cuſhions may be provided for the Capitol was read.

Upon a motion made

Ordered

That a Committee be appointed to inquire what Ornaments or other things are neceſſary to be provided for the uſe of the Capitol and the Aſſembly and to report the Same with a Computation of the Charge thereof to the houſe and It is refer'd to Mr *Clayton*, Mr *McCarty*, Mr *Robinſon*, Mr *Grymes* and Mr *Willis*.

Reſolved.

That the conſideration of the report of the Committee for Elections and Privileges made at the laſt Seſſion upon the Petition of Sundry Inhabitants of the County of *Eſſex* be refer'd til *Tueſday* next.

Adjorned til Eleven a Clock on *Monday* morning.

Monday

Monday May the 28th 1722.

ORDERED

That Mr *Hawkins* have leave to go into the Country.

A Bill for the Veſting the ffee Simple Eſtate of certain Lands in *Wm Beverley* of the County of *King* and *Queen* gen. upon certain conſiderations therein menc̃oned was read the third time

Reſolved Nemine Contradicente

That the Bill do paſs.

Ordered

That Mr *Clayton*, Mr *Harriſon*, Mr *Willis*, Mr *Robinſon* and Mr *Blair* do carry the Bill to the Council and deſire their Concurrence thereto

A Bill to oblige Ships coming from places infected with the Plague to perform their Quarentine was read the Second time and Several Amendments were made therein—

Reſolved.

That the Bill with the Amendments be Ingroſſed.

A Meſſage from the Council—

That they have paſſed the Bill intituled *an Act for the more effectual clearing of River's and Creeks.*

And alſo the Bill intituled *an Act to Enable* ffrancis Smith *to Convey certain Intailed Lands to* John Spicer *gen in ffee Simple upon the Said* Spicers *conveying other lands therein menc̃oned to the Same uſes*

And that they have made Several Amendments to the Bill Intituled *an Act concerning Servants and Slaves and for the better Government of Convicts Imported and for the further preventing the Clandeſtine Tranſportation of perſons out of this Colony* to which they deſire the Concurrence of this Houſe—

And that they have agreed to the Reſolve for running the dividing line between the Counties of *Hannover* and *Henrico*

The Houſe proceeded to the Immediate conſideration of the Amendments made by the Council to the Said Bill—and The ſaid Amendments being Severally read were upon the Queſtion agreed to—

Ordered

That the Committee for Propoſitions and Grievances do acquaint the Council That this Houſe have agreed to the Said Amendments

Mr *Harriſon* reports from the Comtee for Public Claims That the ſaid Comtee had had Several of the matters to them refer'd under their Conſideration and had drawn up a report thereupon which he delivered in at the Table.—

Ordered

That the Said report do ly upon the Table.

A Bill for the preventing of Swine going at large within the City of *Wmsburgh* or the Limits thereof was read the firſt time

Reſolved.

That the Bill be read a Second time—

A Petition of the ffreeholders and Inhabitants of the City of *Williamſburgh* praying that this houſe will make ſuch proper Application to the Governor as they ſhall think fit, to Induce him to Incorporate the Inhabitants of the Said City according to the Act of Aſſembly directing the building the Capitol and the Said City was preſented to the Houſe and read.

Ordered

That the ſaid petition do ly upon the Table.

Adjorned til Eleven a Clock to morrow morning—

Tueſday

Tueſday May the 29th 1722.

MR *Corbin* reports from the Committee for Priveleges and Elections That the Said Committee had had the Returns of Several Writs for Election of Burgeſſes to Serve in this preſent Genl. Aſſembly for the Counties of *Gloſter King* and *Queen Warwick*, *New Kent*, and *Northampton*, under their conſideration and that they were of Opinion That *Giles Cock*, is duly returned for the County of *Gloſter*, That *John Thornton* and *Thomas Maſſey* are duly returned for the County of *New Kent* and that *Thomas Harmanſon* is duly returned for the County of *Northampton*.

And that it appeared to the Said Committee That *Richard Johnſon* is returned for the County of *King* and *Queen*. but that there is an Omiſſion of the word [*King*] in the ſaid Return And that Mr *Nathaniel Hoggard* is returned for the County of *Warwick*, but that there is no Endorſement on the back of the Writ as the Law directs which they Submitted to the conſideration of the Houſe—

Ordered

That the Clerk do amend the Returns of the Said Writs.—

A Bill Intituled *an Act to oblige Ships* coming from places infected wth the plague to perform their Quarentine—was read the Third time.

Reſolved

That the Bill do paſs.

Ordered

That the Committee for Propoſitions and Grievances do carry the Bill to the Council and deſire their Concurrence thereto—

A Bill for diſſolving the Pariſh of *Wilmington* and for Joining the Same to other Pariſhes was read the Second time.—

Reſolved

That the Bill be Ingroſſed.

A Claim of *Richard Richardſon* for *Grazea* his Negro man Slave convicted of Burglary and ffelony and valued by the Court before which he was tried at twenty five pounds Current money was preſented to the Houſe.

Reſolved

That the Houſe will take the Said Claim into conſideration when the report of the Committee for Public Claims ſhall be conſidered.

Then the Houſe proceeded to the conſideration of the report of the Committee appointed to Examin the Accounts of the late Indian Company and the Said report was read and agreed to with an Amendment as followeth

Reſolved.

That the firſt and Second Articles of the Said Accot amounting to One hundred and Seventy pounds Eighteen Shillings and nine pence being for fortifying ffort *Chriſtanna* be Rejected.

Reſolved

That the Sum of One hundred and Six pounds ninteen Shillings and Six pence be allowed the late Indian Company for paying the Guards at ffort *Chriſtanna* from the 13th of *November* 1717 to the laſt of *July*. 1718.

Reſolved

That the Sum̃ of One hundred and Ten pounds Eighteen ſhillgs and Six pence be Allowed the Said Company for maintaining Eleven Hoſtages and their Attendants from the 13th of *November* 1717 to the laſt of *July* 1718.

Reſolved

That the 7th Article of the ſaid Accot amounting to ninety Six pounds One Shilling for maintaining the Eleven Hoſtages and their Attendants from the firſt of *April* 1717 to the 13th of *November* following be rejected.

Reſolved

Reſolved

That the Sum of Twenty pounds be Allowed the Said Company for their Expences in Sending home the Said Hoſtages.

Reſolved

That the Sum̃ of Two hundred and thirty Seven pounds Eighteen ſhill^{s} out of the Public money in the hands of *Peter Beverly* Eſq^{re} be paid to M^{r} *Thomas Jones* for the uſe of the late *Virginia* Indian Company to diſcharge the Engagements of the Houſe of Burgeſſ^{s} to the Government relating to the Said Company.—

Ordered

That M^{r} *Clayton*, M^{r} *McCarty*, M^{r} *W^{m} Randolph*, M^{r} *Grymes* and M^{r} *Corbin* do carry the Said Reſolve to the Council and deſire their Concurrence thereto—

Then the Houſe proceeded to the conſideration of the report of the Committee appointed to Join wth a Com^{tee} of the Council in preparing an Addreſs to the Governor.—

Reſolved

That the Sum of Three hundred pounds be given to the Governor in conſideration of his Journey to *New York* in the year 1717 and his Services in Setling the Preliminary Articles which are the foundation of the Treaty intended to be made at *Albany* this Sum̃er—

Ordered.

That the Committee for Propoſitions and Grievances do carry the ſaid Reſolve to the Council and deſire their Concurrence thereto—

Reſolved

That the conſideration of the report of the Committee for Elections and Privileges appointed for this day be adjorned til to morrow.

Adjorned til Eleven a Clock to morrow morning—

Wedneſday May the 30th 1722.

A PETITION of *Lawrence Smith* Jun^{r} praying to be Enabled to Sell certain Intailed lands for the payment of his Juſt Debts upon his Setling other Lands of greater value to the Same Uſes was preſented to the Houſe and read.

Ordered.

That a Committee be appointed to Examine the matter of the Said Petition and report the Same with their Opinions therein to the Houſe and It is referd to

M^{r} *Corbin*.....M^{r} *W^{m} Thornton*
M^{r} *Covington*.....and
M^{r} *Cook*.....M^{r} *Hawkins*

Ordered

That M^{r} *W^{m} Thornton* have leave to go home.

A Bill for the preventing of Swine going at large within the City of *W^{m}ſburgh* or the Limits thereof was read the Second time—

And an Amendment was made therein

Reſolved.

That the Bill with the Amendment be ingroſſed

A Bill for making the Public Priſons in *W^{m}ſburgh* more convenient and for building a houſe for the keeper thereof was read the firſt time and Several Blanks in the Said Bill were filled up—

Reſolved

That the Bill be read a Second time—

A Bill for diſſolving the Pariſh of *Wilmington* and for Joining the Same to other Pariſhes was read the third time—

Reſolved.

That the Bill do paſs.

Ordered

Ordered

That the Com^tee for Propoſitions and Grievances do carry the Bill to the Council and deſire their Concurrence thereto—

The order of the day for taking the report of the Com^tee for Privileges and Elections made at the laſt Seſſion upon the Petition of Sundry Inhabitants of *Eſſex* County into conſideration being read together with the ſaid report.—

Reſolved.

That an Addreſs be made to the Governor upon the Subject matter of the Said report and It is referd to the Com^tee for Privileges and Elections to prepare and draw up the Same.—

A meſſage from the Council

That they have made Several Amendments to the Bill intituled *an Act for the building a Church in the Pariſh of* Accomack And to the Bill intituled *an Act to Enable* John Blinco *to Sell certain Intailed Lands upon his ſetling other Lands to the Same uſes* to which they deſire the Concurrence of this Houſe.

And that they have paſſed the Reſolve for laying out the Bounds between the Counties of *Lancaſter* and *Northumberland.*

The ſaid Amendments were ſeverally read and agreed to

Ordered

That the Committee who carried up the ſaid Bills to the Council do acquaint the Council That this Houſe have agreed to the Amendments by them made to the Said Bills.—

Upon a motion after a Debate—

Reſolved

That the Salaries of the Burgeſſ^s and Charges of this Seſſion of Aſſembly be paid out of the public mony in the hands of *Peter Beverley* Eſq^r after the rate of Ten ſhillings ℔ hundred for Tobacco

Reſolved

That the Sum of fifty pounds be paid out of the Public mony in the hands of *Peter Beverly* Eſq^r to the Speaker of this Houſe for his Service this Seſſion.—

Reſolved

That the Sum of Twenty pounds be paid out of the Public money in the hands of *Peter Beverly* Eſq^r to M^r *Clayton* Chairman of the Com^tee for Propoſitions and Grievances for his Service this Seſſion

Ordered

That M^r *Harriſon*, M^r *Blair*, M^r *William Randolph* and M^r *Cole* do carry the Said Reſolves to the Council and deſire their Concurrence thereto

The Petition of the ffreeholders and Inhabitants of the City of *W^msburgh* praying That this Houſe would make application to the Governor to Incorporate the Inhabitants of the Said City being read.

Reſolved

That an Addreſs be made to the Governor upon the Subject matter of the Said Petition and It is referd to

M^r *Clayton* M^r *Blair*

and

M^r *Jones.*

to prepare and draw up the Same—

A meſſage from the Council—

That they have made Several Amendments to the Bill intituled *an Act for the further Improving the Staple of Tobacco* to which they deſire the Concurrence of this Houſe—

And that they have paſſed the Reſolve for paying the Governor Three hundred pounds.—

And alſo the Reſolve for paying Two hundred Thirty Seven pounds, Eighteen Shillings to M^r *Thomas Jones* for the Uſe of the late *Virginia* Indian Company.—

Adjorned til Eleven a Clock to morrow morning

Thurſday

Thurſday May the 31th 1722.

A MESSAGE from the Council That they have paſſed the Bill Intituled *a Act to oblige Ships coming from places infected with the Plague to perform their Quarentine* without any Amendment—And that they have made Several Amendments to the Bill Intituled *an Act for the encouraging Naval Stores* to which they deſire the Concurrence of this Houſe.—

A Bill intituled *a Act for preventing Swine going at large within the City of* Williamsburgh *or the Limits thereof* was read the third time—

Reſolved

That the Bill do paſs.

Ordered

That Mr *Clayton*, Mr *Blair*, and Mr *Jones* do carry the Bill to the Council and deſire their Concurrence thereto—

A Bill for making the Public priſons more convenient and for Building a Houſe for the Keeper thereof was read the Second time

Reſolved.

That the Bill be ingroſſed—

Then the Houſe proceeded to the conſideration of the Amendments made by the Council to the Bill Intituled *an Act for the further Improving the Staple of Tobacco* and the Same were ſeverally Twice read and agreed to.—

Ordered

That the Comtee for Propoſitions and Grievances do acquaint the Council That this Houſe have agreed to the Amendments by them to the Said Bill—

Mr *Grymes* reports That the perſons appointed had according to order Examined the Treaſurers Accounts and that they found the Same truly Stated and that the Ballance of the Said Account including the One Moiety of two yeares Intereſt of the ten Thouſand Pounds lent out by Act of Aſſembly appeared to the ſaid Comtee to be Twelve Thouſand One hundred and fifty One pounds two Shillings and Two pence—

A debate ariſing upon the ſaid Report, for the Treaſurer to Account for all the Intereſt that hath and ſhall ariſe from the ſd Ten Thouſand Pounds.

Reſolved

That the Debate be adjorned til to morrow.

Then the Houſe proceeded to the conſideracon of the Amendments made by the Council to the Bill intituled *an Act for Encouraging Naval Stores* and the Same were Severally twice read and agreed to—

Ordered

That the Committee for Propoſitions and Grievances do acquaint the Council that this Houſe have agreed to the Amendments by them made to the Said Bill—

Then the Houſe proceeded to the conſideration of the Report of the Committee for Publick Claimes and the Same being read was with Several Amendments agreed to by the Houſe;

Adjorned til Eleven a Clock to morrow morning

Friday June jmo 1722.

A BILL intituled *an Act for making the Public priſons more convenient and for building a houſe for the Keeper thereof* was read the third time—

Reſolved

That the Bill do paſs

Ordered

That the Committee who prepared the Said Bill do carry the ſame to the Council and deſire their Concurrence thereto—

A petition of *Harry Beverley* Setting forth That a Bill intituled *an Act for veſting the ffee Simple of certain lands in* W^m^ Beverley *of the County of* King *and* Queen *gen. upon certain conſiderations therein menconed* had paſſed this Houſe without his knowledge and to his great Damage and that the Same was now depending before the Council and praying to be heard upon his Objections to the Said Bill was preſented to the Houſe and read.—

Reſolved

That the Said Petition is falſe and Scandalous and that the Same be rejected.—

M^r^ *Corbin* reports That the perſons appointed had according to order drawn up an Addreſs to the Governor upon the Subject matter of the report of the Committee for Privileges and Elections made at the laſt Seſſion upon the Petition of Sundry Inhabitants of the County of *Eſſex* which he read in his place and afterwards delivered in at the Table where the Same was twice read and agreed to with Some Amendments as follows.—

*To the Hon^ble^* Alexander Spotſwood *his Majeſt^s^ Lieu^t^. Govern^r^. of* Virginia—

*The humble Addreſs of the Houſe of Burgeſſ^s^*

We his Majeſt^s^ moſt dutiful and Loial Subjects the Burgeſſ^s^ now Aſſembled beg leave to repreſent to your Honor That many of the Inhabitants of *Eſſex* County have by their petition prefer'd to this Houſe Complained of divers hardſhips Impoſed on them by the Rigorous proceedings of the Court Marſhal held in the Said County the Sixth day of *October* 1720 by which many grievous ffines have been laid on them. And as we have had long experience of your Honors Diſpoſition to Mildneſs and Clemency in your Adminiſtration We cannot but think Such practices will meet with your Disapprobation and humbly intreat your Honor will be pleaſed to inquire into the Proceedings of the Said Court and remit the ffines Impoſed on Such perſons who have not offended in Contempt of the Authority of Government And as we have great reaſon to believe Such Severities are contrary to your order So we hope Your Honor will Shew your Diſlike and diſcountenance Such perſons as have acted contrary to the true intent of the Law—

Reſolved

That the Said Addreſs be ſigned by the Speaker and preſented by M^r^ *Corbin* M^r^ *Preſly* M^r^ *Eſcridge*, M^r^ *Waller* M^r^ *Willis*, M^r^ *Cook*, M^r^ *Covington* M^r^ *Maſon* and M^r^ *Richard Johnſon*—

M^r^ *Clayton* reports That the Committees of the Council and this houſe appointed to draw up an Addreſs to the Governor upon the Subject matter of the Vote That his preſence in the Government of *New York* during the intended Treaty at *Albany* wil be of great benefit to this Colony, had accordingly drawn up an Addreſs which he read in his place and delivered in at the Table where the Same was twice read and agreed to.—

Ordered

That the Members of this Houſe who aſſiſted in drawing up the ſaid Addreſs do carry the Same to the Council and deſire their Concurrence thereto—

A Meſſage from the Council That They have agreed to the addreſs to be preſented to the Governor to acquaint him that it is the Senſe of both houſes That his preſence at *Albany* during the intended Treaty will be of great benefit to this Colony.—

The Said Addreſs is in theſe words.

*To the Hon^ble^* Alexander Spotſwood *his Majeſties Lieu^t^. Govern^r^. of* Virg^a^

*The humble Addreſs of the Council and Houſe of Burgeſſ^s^*

May it pleaſe Your Honor.

We his Majeſt^s^ moſt dutiful and Loial Subjects the Council and Burgeſſes now aſſembled having had under our conſideration the Setling a Peace with the five Nations of Northern Indians recommended to us in your Honors Speech at the Opening this Seſſion Do think it highly neceſſary That a Treaty for that purpoſe be had at *Albany* upon the Preliminaries concluded by your Honor which have the Unanimous approbation of both houſes of Aſſembly.

From

From the Experience of near Twelve yeares of Yo[r] Honors Adminiſtration we are very ſencible of your great Application and diſcerning Judgment in all the Concerns of Government and as we have obſerved more particular ſkill and Dexterity in your Managing the Indian Affaires We think it will greatly conduce to the Eſtabliſhing an honorable and laſting Peace if your Honor will be pleaſed to preſide in the Negotiations at *Albany* by which they will be under the influence of your more Immediate directions And as we believe it will Redound ſo much to the Safety and Honor of this Country. We hope your Honour will gratifie our unanimous Deſire.—

Reſolved.

That this Addreſs be ſigned by the Speaker and that the perſons who aſſiſted in drawing the Same up do carry it again to the Council

The Houſe Reſumed the adjorned Debate upon the report made on the Treaſurers Accounts—

Reſolved

That the Said Accounts do paſs.

Ordered

That M[r] *Grymes*, M[r] *Harriſon* and M[r] *Waller* do carry the ſaid Accounts to the Council and acquaint them That they have paſſed this Houſe—

Adjorned til Eleven a Clock tomorrow morning.

Saturday June the 2[d] 1722

RESOLVED

That the Sum of fifty ſhillings be paid out of the Public money in the hands of *Peter Beverley* Eſq[r] to *John Randolph* Clerk of the Houſe of Burgeſſes for each Copy of the Laws and Proportions of this Seſſion to be ſent to the reſpective Counties in this Colony accounting [amounting] in the whole to Sixty Seven pounds Ten Shillings--

Ordered

That M[r] *Robinſon*, M[r] *Braxton* and M[r] *Waller* do carry the Said Reſolve to the Council and deſire their Concurrence thereto—

M[r] *Corbin* reports That the perſons appointed had preſented the Addreſs to the Governor upon the Subject matter of the report of the Committee for Privileges and Elections concerning the *Effex* Petition and that he was pleaſed to return the following Anſwer—

I will Inquire into the proceedings of the *Effex* Court Martial and if I find them unwarrantable I ſhall immediately withdraw my Commiſſion from Such Officers as may appear to be the Tranſgreſſors. But however matters may be proved Seeing this Houſe is pleaſed to favor the Caſe of the Petitioners I will ſhew them all the Lenity that is now deſired Even tho' I extend towards them more than I think they deſerve—

A meſſage from the Council

That they have made Several Amendments to the Bill intituled *an Act for ſetling new fferries over* Rappahanoc *and* Pamunkey *River* And to the Bill Intituled *an Act for diſſolving the Pariſh of* Wilmington *and for joining the Same to other Pariſhes* to which they deſired the Concurrence of this Houſe—

And that they have paſſed the Reſolve for paying the Burgeſſes and Charges of this Seſſion of Aſſembly in mony.

And the Reſolve for paying fifty pounds to the Speaker

And alſo the Reſolve for paying Twenty pounds to M[r] *Clayton* Chairman of the Committee for Propoſitions and Grievances.

And that they had alſo paſſed the Treaſurers Accounts.

M[r] *Clayton* reports from the Committee appointed to draw up an Addreſs to the Governor to Incorporate the Inhabitants of *W[m]ſburgh*

An

An addreſs agreed upon by the Committee which he read in his place and afterwards delivered the Same in at the Table where the Same was Twice read and agreed to and is as followeth—

To the Hon^ble Alexander Spotſwood *his Majeſt^s. Lieu^t. Govern^r. of* Virginia.

The humble Addreſs of the Burgeſſ^s. Houſe of Aſſembly.—

May it pleaſe yo^r Honor.

We his Majeſt^s. moſt dutiful and Loial Subjects the Burgeſſ^s. of this Aſſembly humbly beg leave to repreſent to your Hono^r. the great Satisfaction we have in beholding the proſperous Condition of the Capital City of this Colony flouriſhing under your auſpitious Governm^t. That place which a few yeares Since could hardly find reception for One half of our Body can now commodiouſly entertain the whole. The Number of the Inhabitants and the great Concourſe of People reſorting to this place we humbly conceive require a Strict regulation of Government and a Spedier method of proceeding than in the Ordinary Courſe of the Law and alſo a better manner of furniſhing Proviſions and neceſſaries for their Subſiſtance than is comonly practiced in this Country.—

We are aſſured the People now Inhabiting this City of W^m^s*burgh* are in a Capacity of Supporting the honor and Charge of a Corporation and as a former Aſſembly have thought fit to Impower the Govern^r. of this Colony to Incorporate the ffreeholders and Inhabitants of the ſaid City in Such manner as he ſhould judge proper. We humbly hope Your Honor who alwaies Study the benefit and advantage of his Majeſt^s. Subjects committed to your Charge will be pleaſed to Extend the Roial favour to the Inhabitants of the Said City and grant his Majeſt^s. Letters Patents for Incorporating them with Such Powers ffranchiſes Liberties and Privileges and in Such maner as you in your great wiſdome ſhall think fit.—

Reſolved

That the Said Addreſs be preſented by M^r *Clayton* M^r *Blair* M^r *Jones*, M^r *Robinſon*, M^r *W^m Randolph*, M^r *Stith*, M^r *Corbin* M^r *Merewether*, M^r *Braxton*, M^r *M^cCarty* and M^r *Mumford*

M^r *Corbin* reports That the Committee appointed to Examin the matter of the Petition of *Lawrence Smith* Junior had accordingly Examined the Same and were of Opinion That the Lands of the Petitioner in the County of *Spotſylvania* are of leſs value than the Land called *Beach Swamp* in the County of *Gloſter*.

Reſolved

That the Said Petition be rejected.

A Meſſage from the Council That they have made Some Amendments to the Bill intituled *an Act for the Veſting the ffee Simple Eſtate of certain Lands in* W^m Beverley *of the County of* King *and* Queen *gen upon certain conſiderations therein menc̃oned* to which they deſire the Concurrence of this Houſe—

Several Allowances in mony were made to the Officers of the Aſſembly and others & added to the book of Claimes.

Ordered

That the Committee for Public Claimes do carry the Said book to the Council and deſire their Concurrence thereto—

The Houſe then proceeded to the conſideration of the Amendments made by the Council, to the Bill Intituled *an Act for ſetling new fferries over* Rappahanoc *and* Pamunkey *Rivers* and the Same being Severally read a Second time were agreed to—

Ordered

That the Committee for Propoſitions and Grievances do acquaint the Council that this Houſe have agreed to the Said Amendments.

The Houſe alſo took the amendments made by the Council to the Bill Intituled *an Act for Veſting the ffee ſimple Eſtate of certain Lands in* W^m Beverley *of the County of* King *and* Queen *gent upon certain conſiderations therein menc̃oned into their conſideration* and the Same were Severally read a Second time and agreed to.

Ordered

Ordered

That Mr *Clayton* and Mr *Robinſon* do acquaint the Council That this Houſe have agreed to the Said Amendments.

An Ingroſſed Bill from the Council Intituled *an Act for puniſhing Mutinous and diſobedient Seamen and for the more ſpeedy determination of Controverſies ariſing between Maſters and their Crews* was read the firſt time.

Reſolved

That the Bill be read a Second time—

Adjorned til Eleven a Clock on *Monday* morning.—

Monday June the 4th 1722.

AN Ingroſſed Bill from the Council Intituled *an Act for puniſhing Mutinous and diſobedient Seamen and for the more ſpeedy determination of Controverſies ariſing between Maſters of Ships and their Crews* was read the Second time—

Reſolved

That the Bill be read a third time

The ſaid Bill was read the third time and Some amendments were drawn up at the Table and agreed to—

Reſolved.

That this Houſe doth agree to the ſaid Bill with the Amendments.

Ordered.

That Mr *Clayton*, Mr *Harriſon* and Mr *Blair* do carry the Bill to the Council and acquaint them that this Houſe hath agreed to the ſaid Bill with the Amendments annexed.

A Meſſage from the Council

That they have made ſome Amendments to the Bill intituled *an Act for the preventing Swine going at large within the City of* Williamſburgh *or the Limits thereof* to which they deſire the Concurrence of this Houſe—

And that they have paſſed the Reſolve for paying the Clerk of this Houſe Sixty Seven pounds Ten ſhillings for the Copies of the Laws and Propoſitions of this Seſſion—

And that they having applied to the Governor to know his pleaſure when both houſes may attend him with their Addreſs concerning the Embaſſy to *Albany*

His Honor had appointed both houſes to attend him to morrow at Eleven a Clock in the forenoon in the Council Chamber—

Reſolved

That this Houſe will attend the Governor accordingly—

Adjorned til to morrow morning Ten a Clock.

Tueſday June the 5th 1722.

THE Houſe proceded to the conſideration of the Amendments made by the Council to the Bill Intituled *an Act for the preventing Swine going at large within the City of* Williamſburgh *or the Limits thereof.*—

And the ſaid Amendments were Severally read a Second time and agreed to.

Reſolved

That a Meſſage be Sent to the Council to acquaint them that this houſe hath agreed to the Said Amendments and that Mr *Clayton* Mr *Blair* and Mr *Jones* do go up with the Meſſage—

A Meſſage from the Council That they have agreed to the amendmts made by this Houſe to the Bill Intituled *an Act for puniſhing mutinous and diſobedient Seamen*

and

and for the more Speedy Determination of Controverſies ariſing between Maſters of Shipps and their Crews.

And that they have made an Addition to the Bill intituled *an Act for making the Publick Priſons in* Williamſburgh *more convenient and for building a Houſe for the Keeper thereof* to which they deſire the Concurrence of this Houſe.

And the Said Addition was read a Second time and agreed to by the Houſe.—

Reſolved

That a Meſſage be Sent to the Council to Acquaint them That this Houſe hath agreed to the Addition by them made to the Said Bill and that Mr *Clayton* and Mr *Blair* go up with the meſſage—

Upon a motion

The Houſe was called over and the abſent Members Excuſed.

Mr *Speaker* reports That the Governor had been attended by the Council and this Houſe with the Addreſs of both houſes concerning the Embaſſy to *Albany*, and that after the Speaker had read the Addreſs to the Governor he was pleaſed to make this anſwer—

Gentlemen

I thank you for the Honor you do me in Judging me Equal to my Charge and wiſh for nothing more than to Convince you of my affection to the Service of this Colony; and in order to give Some proof thereof I readily Acquieſce in what both houſes now deſire And ſhall undertake the Journey how apprehenſive ſoever I am that my own particular Concerns muſt ſuffer by ſo long an abſence.—

Then the Houſe proceeded to the conſideration of the Amendments made by the Council to the bill intituled *an Act for diſſolving the Pariſh of* Wilmington *and for Joining the Same to other Pariſhes*

And the Said Amendments were Severally read a Second time and diſagreed to by the Houſe.

Reſolved

That a meſſage be Sent to the Council to acquaint them that this Houſe has disagreed to the Amendments by them made to the ſaid Bill and that the Committee for Propoſitions and Grievances do go up with the Meſſage.

Mr *Clayton* reports That the Governor had been attended with the Addreſs of this Houſe to Incorporate the ſtreeholders and Inhabitants of *Wmſburgh* and that he was pleaſed to ſay.

That as much as in him lay he would endeavor to anſwer the Expectation of this Houſe—

A meſſage from the Governor by Mr *Robertſon*—

Mr *Speaker*.

I am commanded by the Governor to return to this Houſe the Reſolves for running the dividing line between the Counties of *Henrico* and *Hanover* and the Counties of *Lancaſter* and *Northumberland* and to acquaint this Houſe That he had Signed his Aſſent to the Same—

A Meſſage from the Council that they had agreed to the book of Claims and had alſo obtained the Governors aſſent to the Same—

Order'd

That a Comtee be appointed to Examin the Inrolled Bills and it is refer'd to

Mr *Wm Robinſon*..... Mr *Stith* and

Mr *Bouſh*.....Mr *John Thornton*—

Ordered

That a Committee be appointed to proportion the Public Levy and it is referd

Mr *Wm Randolph*.....Mr *Wm Ball* &

Mr *Eſcridge*.....Mr *Tho. Randolph*.—

Mr *Clayton* reports that the perſons appointed had according to order Inquired what Ornaments or other things are neceſſary to be provided for the uſe of the Aſſembly

and

and Capitol and had made a Liſt of Several things which they found to be wanting the Charge of which they computed One hundred Twenty Eight pounds Ten ſhillings Sterling and he delivered the Said Liſt in at the Table where the Same was read.— and thereupon

Reſolved

That the Sum of One hundred And Eighty pounds out of the public money in the hands of *Peter Beverley* Eſq^r^ be paid to M^r^ *John Holloway* M^r^ *John Clayton* and M^r^ *Archi: Blair* to be by them laid out in providing the following things *viz^t^* A Mace, a Gown for the Speaker, and a Gown for the Clerk of the Houſe of Burgeſſes; and a Bible and Common Prayer book in folio forty Coñon prayer books in Octavo, five douz: Cuſhions of Green Cloth and three douz. leather Chairs for the uſe of the Aſſembly; a Bell for the uſe of the Aſſembly and Gen^l^ Court, and a flag for the Capitol, and that the Said Sum̃ be accounted for [to] the next aſſembly.

Ordered

That the perſons appointed to make the ſaid Inquiry do carry the ſaid Reſolve to the Council and deſire their Concurrence thereto.—

Adjourned til Eleven a clock to morrow morning

Wedneſday June the 6^th^ 1722.

A MESSAGE from the Council That they have made an Amendment to the Bill intituled *an Act for amending the breed of horſes* to which they deſire the Concurrence of this houſe

The Said Amendment was read a Second time and agreed to by the Houſe

Reſolved

That a meſſage be ſent to the Council to acquaint them That this Houſe hath agreed to the Amendment by them made to the Said Bill and that M^r^ *Waller* and M^r^ *Simmonds* do go up with the meſſage.—

An Ingroſſed Bill ffrom the Council Intituled *an Act for enforcing and rendering more Effectual the Treaties already made or hereafter to be made with ffoorrein Indians* was read the firſt time—

Reſolved

That the Bill be read a Second time

The ſaid Bill was read the Second time

Reſolved

That the Bill be read a third time tomorrow

Reſolved

That the Sum of thirty pounds out of the public mony in the hands of *Peter Beverley* Eſq^r^ be paid to M^r^ *John Holloway* M^r^ *John Clayton* and M^r^ *Arch: Blair* to be by them laid out in providing the following Particulars for the uſe of the Council and Gen^l^ Court *viz^t^*.

A Gown for the Clerk of the General Aſſembly

A Luſtre for the Council Chamber

A Luſtre of Leſs Size

A large glaſs Lanthorn and four glaſs branches for the General Court and thirteen Cuſhions of green Cloth.

And that the ſaid Sum be accounted for to the next Aſſembly.

Ordered.

That M^r^ *Clayton*, M^r^ *M^c^Carty* and M^r^ *Eſcridge* do carry the Reſolve to the Council and deſire their Concurrence thereto—

A Meſſage from the Council That they have paſſed the Reſolve for the Payment of One hundred and Eighty pounds to M^r^ *John Holloway* M^r^ *John Clayton* and M^r^ *Arch: Blair*—

Ordered

Ordered

That the Committee for Propoſitions and Grievances do attend the Govern^{r} with all the Reſolves of this Seſſion for the payment of money and deſire his aſſent thereto—

M^{r} *William Randolph* reports from the Committee appointed to proportion the public levy That the Committee had agreed upon the Several Proportions and had entered the Same in a book as uſual which he delivered in at the Table where the ſame was read and agreed to—

A Bill for raiſing a Public levy was read the firſt time—

Reſolved.

That the Bill be read a Second time

The ſaid Bill was read a Second time

Reſolved

That the Bill be Ingroſſed.

The Houſe being informed That the Clerks of the Counties of *Elizabeth City*, *Richmond*, *Weſtmorland*, *Lancaſter*, and *Northumberland* had failed to return the Number of Tithables in their reſpective Counties which had Occaſioned Some difficulties in proportioning the Public Levy.

Reſolved

That the Said Clerks are guilty of a great neglect and that the Same be conſidered at the next Seſſion of Aſſembly.

A meſſage from the Council—

That they have paſſed the Reſolve for appropriating the Sum of thirty pounds for providing Several things for the uſe of the Council and Gen^{l} Court

Adjorned til Eleven a Clock to morrow morning.

Thurſday June the 7th 1722.

A BILL intituled *an Act for raiſing a Public Levy* was read the third time

Reſolved

That the Bill do paſs.

Ordered

That the Committee appointed to proportion the Public Levy do carry the Bill to the Council and deſire their Concurrence thereto—

An Ingroſſed Bill from the Council Intituled *an Act for Enforcing and Rendering more Effectual the Treaties already made or hereafter to be made with ffforrein Indians* was read the third time—

and Some Amendments were made at the Table.—

Reſolved

That this Houſe doth aſſent to the Said Bill with the ſaid amendments

Reſolved.

That a Meſſage be Sent to the Council to acquaint them That this Houſe aſſented to the Said Bill with the Amendments annexed. And that the Com^{tee} for propoſitions and Grievances do go up with the meſſage

A meſſage from the Governor by M^{r} *Robertſon*—

M^{r} *Speaker.*

I am commanded by the Governor to return to this Houſe all the Reſolves paſſed this Seſſion for mony payments and to acquaint this Houſe That he hath Signed his Aſſent to all thoſe Reſolves.

M^{r} *Clayton* reports from the Committee appointed to prepare Bills for amending the Law relating to the Militia and the Parochial laws.

That the Said Committee had had the Same under their conſideration and found various dificulties therein and thereupon were of Opinion That the preparing the Said Bills be refer'd to the conſideration of the next Seſſion of Aſſembly.—

Reſolved

Reſolved

That the Same be refer'd to the conſideration of the next Seſſion of Aſſembly

A Meſſage from the Council That they have agreed to the book of Proportions and had alſo obtained the Governors aſſent thereto

That they had paſſed the Bill intituled *an Act for raiſing a Public Levy* without any Amendments.

And had agreed to the Amendments made by this Houſe to the Bill intitul[d] *an Act for Enforcing and rendering more Effectual the Treaties already or hereafter to be made with ffforrein Indians* and had inſerted the Same in the Bill—

Then the Houſe adjorned til five a Clock in the afternoon—

POST MERIDIEM

MR *Robinſon* reports That the perſons appointed had according to order Examined the Inrolled Bills and that they found the ſame truly inrolled—

Ordered

That the Committee who Examined the Said Bills do carry the ſame to the Council for their Peruſal—

A meſſage from the Council That they are Satisfied the Several Bills paſſed both houſes this Seſſion are truly inrolled.—

A meſſage from the Governor by M[r] *Robertſon*—

M[r] *Speaker.*

The Governor commands the Immediate attendance of this houſe in the Council Chambers w[th] Such bills as are ready for his Aſſent.—

And accordingly M[r] *Speaker* with the Houſe went up to attend the Governor in the Council Chamber where he was pleaſed to give his aſſent to the Several Publ and private Bills following—*viz[t]*.

An Act for Encouraging the making of Tarr and Hemp.—

An Act to Oblige Ships coming from places infected with the Plague to perform their Quarentine—

An Act for Enforcing and rendering more Effectual the Treaties already made or hereafter to be made with ffforein Indians.—

An Act for the further Improving the Staple of Tobacco.—

An Act for amendment [*amending*] *the Act concerning Servants and Slaves and for the better Government of Convicts Imported and for the further preventing the Clandeſtine Tranſportation of perſons out of this Colony.*

An Act for puniſhing mutinous and diſobedient Seamen and for the more Speedy determination of Controverſies ariſing between Maſters of Ships and their Crews.—

An Act for the more Effectual Clearing of Rivers and Creeks—

An Act for Setling new fferries over York Rapahanoc *and* Pamunkey *Rivers.—*

An Act for making the Public Priſons in Williamſburgh *more convenient and for building a houſe for the Keeper.—thereof.*

An Act for amending the breed of Horſes.

An Act for preventing of Swine going at large within the City of Williamſburgh *or the Limits thereof.—*

An Act for the building a Church in the Pariſh of Accomack.

An Act for the Veſting the ffee Simple Eſtate of certain Lands in William Beverley *of the County of* King *and* Queen *Gent. upon certain conſiderations therein menconed.*

An Act to Enable John Blinco *to Sell certain Intailed Lands upon his Setling other Lands to the Same uſes.*

An Act to Enable ffrancis Smith *to convey certain intailed Lands to* John Spicer *Gen. in ffee Simple upon the Said* John Spicers *conveying other Lands therein menc̃oned to the Same uſes.*

An Act for raiſing a Public Levy.—

Then

Then the Govern^{r} was pleaſed to make the following Speech—
Gentl. of the Council and Houſe of Burgeſſ^{s}

Such Concord, and application to Buſineſs, Such good Temper and generous diſpoſition and Such deference to a Governors Recommendation have been manifeſted in this Seſſion of Aſſembly that I cannot in Juſtice part with you without rendering my public Acknowledgments and for my own particular muſt Return you my Thanks for what you have voted in conſideration of my Journey to *New York* in the year 1717 not ſo much valuing the Quantum that you have given, as the Regard which you have now Shewn to my Services in thoſe daies.—

What Remaines is to give you a Receſs from Publick Affairs that you may attend your own private Concernes while I am going a long Journey in order to lay a Laſting ffoundation for Your Safety: and Seeing I undertake it at the Inſtances of every one of you I hope and aſſure my Self of that grateful Return, that while I am Labouring for your peace abroad you wil Strive to promote all Quietneſs at home and Endeavour in your Several Stations to make the people truly Senſible of the happineſs they Enjoy under his preſent Majeſties Auſpicious Reign.—

This is what I moſt Earneſtly Recommend to you all, and So Prorogue you to *Thurſday* the 15th day of *November* next, and this General Aſſembly is accordingly Prorogued to *Thurſday the* 15th day of next *November*.—

355-356

JOURNAL

OF THE

HOUSE OF BURGESSES

AT A

GENERAL ASSEMBLY

ſummoned to be held at the Capitol in the City Williamſburgh the 5th day of *December* in the Ninth Year of the Reign of our Sovereign Lord GEORGE by the Grace of God of *Great Brittain France* and *Ireland* King Defender of the Faith &c. And in the Year of our Lord M.D.C.C.X.X.ij. And by writ of Prorogation begun and holden on the 9th day of *May* M.D.C.CXXiij.



RICHMOND, VIRGINIA.

MCMXI.

357 - 358

A
GENERAL ASSEMBLY

SUMMONED to be held at the Capitol in the City Williamſburgh the 5th day of *December* in the Ninth Year of the Reign of our Sovereign Lord GEORGE by the Grace of God of *Great Brittain France* and *Ireland* King Defender of the Faith &c. And in the Year of our Lord M.D.C.C.X.X ij. And by writ of Prorogation begun and holden on the 9th day of *May* M.D.C.CXXiij.

On which day being the firſt day of the Seſſions of this Aſſembly about five a Clock in the afternoon *Phillip Ludwell* and *Cole Diggs* Eſqrs who were appointed by Commiſſion from his Majeſties Lieutenant Governor to Adminiſter the Oaths appointed by Act of Parliament [to] be taken inſtead of the Oath of Allegiance and Supremacy. the Abjuration Oath the Teſt and the Oath of a Burgeſs to all perſons returned as Members before they ſate in the Houſe Came into the Conference Chamber the place appointed for that purpoſe, And the Clerk of the Secretaries office preſenting the Several Writts and Returns, and the Clerk of the General Aſſembly attending according to the duty of his place.

The ſaid *Phillp Ludwell* and *Cole Diggs* did according to the power to them given Orderly and diſtinctly adminiſter the ſaid Oathes to all the Members who then appeared and a Liſt was taken of the names of all the Members who took the ſaid Oathes, And after the Members had ſeated themſelves in the Houſe of Burgeſſes. A Meſſage was delivered from the Governor by Mr. *Robertſon* as follows

Gentlemen of the Houſe of Burgeſſes—

The Governor Commands your Immediate attendance in the Council Chamber And Accordingly the Houſe went up to Attend the Governor [in] the Council Chamber

THE JOURNAL OF THE HOUSE OF BURGESSES

Thurſday the Ninth day of *May* 1723.

THE Houſe having attended the Governor and being returned Mr *Clayton* put the Houſe in mind of the Governors Commands to take choice of a fit perſon to preſide in their Councels, and did nominate and Recommend Mr *William Randolph* as a perſon equal to that Truſt—

And Mr *Eſcridge* did Nominate and Recommend Mr *John Holloway* who was Speaker of the former Aſſembly and had acquitted himſelf in the Imployment with Honour and Reputation

And after a Debate the Queſtion was put by the Clerk.

And Mr *Holloway* being by a Majority of Voices called upon to the Chair was conducted thither by two Members and being there placed made a Speech to the Houſe. Telling them he wanted words to Expreſs his thanks for their great Kindneſs and the Singular Honour they had done him in approveing his former Service in the Chair—

Reſolved

That a Meſſage be ſent to the Governor to Acquaint him That this Houſe had made choice of a Speaker And to know his pleaſure when the Houſe ſhall preſent him.

Ordered

That Mr *Mc Carty*, Mr *Harriſon*, Mr *Merriwether* Mr *Eſcridge* Mr *Conoway* Mr *Clayton*, Mr *Willis* Mr *Blair* Mr *Robinſon* Mr *Maſon* Mr *Stith*, Mr *Robt Bolling* and Mr *Dangerfield* do carry the ſaid Meſſage.

And Mr *Mc Carty* acquainted the Houſe That the Governor had Appointed to Morrow Morning eleven a Clock for the Houſe to preſent their Speaker

Adjourned til Ten a Clock to Morrow Morning.

Friday May the 10th 1723.

THE Houſe being met and Mr *Speaker* Elect having taken the Chair

A Meſſage was delivered from the Governor by Mr *Robertſon*, as follows Mr *Speaker*

The Governor commands the Immediate attendance of this Houſe in the Council Chamber

And they went up accordingly with the Speaker Elect and being returned Mr *Speaker* Reported That the Houſe had Attended the Governor and preſented their Speaker and that the Governor was pleaſed to approve and Confirm him And that he had made the Uſual petitions for the Ancient Rights and Priviledges of the Burgeſſes (*Viz*t) That in their Debates they may have freedome of Speech as of Right & Cuſtom hath been uſed, Power over their own Members and free Acceſs to his perſon. And that

that the Governor was pleaſed to make this Anſwer That he ſhould make it his cheife care to preſerve the Houſe of Burgeſſes in theſe and all other their Juſt Rights and Priviledges.

And Mr *Speaker* further acquainted the Houſe That the Governor was pleaſed to make a Speech to the Council and this Houſe which was too long for him to remember, but he had obtained a Copy of it which he read—and the ſame was afterwards read by the Clerk—and is as follows

Gentlemen of the Council and Houſe of Burgeſſes—

Having the Honour confered upon me by our Soverain Lord the King to be ſent hither to command as his Lieutenant Governor I judged it requiſite for the Benefit of the Colony to call you in Aſſembly That thereby you might have an oppertunity given you of Meeting together and Conſulting among your Selves What may moſt advance your proſperity happineſs and Security. I come Impowered by my Inſtructions and prepared by my Inclinations to give my helping hand to all ſuch Bills thus Tendered to me, And as my Intentions are during the Courſe of my Adminiſtration to preſerve you in the full poſſeſſion of thoſe Rights and Properties you enjoy under the Mild Influence of our preſent happy Eſtabliſment Which I cannot better Expreſs than in thoſe words lately delivered from the Throne That I will make the Laws the Rule and Meaſure of all my Actions, So I muſt on the other hand acquaint you that I am firmly reſolved to Maintain his Majeſties Authority and Prerogative And Anſwer that Confidence he has been pleaſed to lodge in me with Reſolution firmneſs and Loyalty

Gentlemen of the Houſe of Burgeſſes

I doe not determine how far you may think it neceſſary for Your Service to lay duties as formerly Practiſed on ſome of your Imported Commodities to recruit that Fund now near Exhauſted which you Employed ſo well for leſſening the Levy ℔ poll and for ſome other Uſefull Services of the Country: I wholly leave that Matter to be diſcuſſed among your Selves and ſhall procede to recommend to the Council and your Thoughts ſome Affairs that deſerve your more immediate Attention

Your Laws ſeem very deficient in the due puniſhing any Intended Inſurrection of your Slaves: You have had a late Experience of the Lameneſs of them, I am perſwaded you are all too well acquainted with the Cruel diſpoſitions of thoſe Creatures when they have it in their power either to deſtroy or diſtreſs, to let ſlip this fair Oppertunity of makeing more proper laws againſt them or at leaſt to enquire whether any thing is wanting to enforce thoſe Laws now in being. The Sureſt Method to prevent any fatal Conſequences that may ariſe from their wicked Deſigns is to put your Militia in a better poſture of defence than at preſent they ſeem to be.

I obſerve in the Journals of the laſt Houſe of Burgeſſes that they poſtponed the Conſideration on that head to the next Seſſion of Aſſembly. I flatter my ſelf now that none among you will be ſo much wanting to your own ſafeties as to Suffer Such a body of men as this Colony affords to appear as hitherto Uſeleſs, For by a right regulateing of them You are able to ſhew your ſelves Terrible to your Slaves, formidable to the Indians and in a readineſs to Oppoſe All Enemies that dare preſume to Moleſt You.

I could not Excuſe myſelf, if I omitted on this Occaſion repreſenting to you the Languiſhing Condition of your Tobacco Trade almoſt deſtroyed by the Groſs Frauds and Abuſes that are lately crept into it. Tis to [o] nice a point for me to propoſe Remedies. Your own Sufferings will awaken you to the Conſideration of what is moſt proper to apply for the Recovery of it, If you can fall on any Expedients agreable to the Intereſt of the Crown and thoſe concerned in the Trade I ſhall readily aſſiſt you in promoteing them to the beſt of my power.

Gentlemen of the Council & Houſe of Burgeſſes.—

I am pleaſed that I can congratulate with you on the Seaſonable diſcovery and prevention of ſome pernicious Attempts carried on at home to dethrone our Gracious King

King and unhinge his Government: I need not expatiate on the Miſeries that would have reached us had that unnatural Rebellion Succeeded, The Temper of our Enemies would ſoon make us Senſible of the Treatment we were to Expect at their hands Nor need I labour to Acquaint you what is your duty on this Occaſion, Your Fidelity and Affection to his Majeſty will more properly inſtruct you.

I have nothing more to add to your preſent Conſultations than to Aſſure you that what can in reaſon be demanded and is in my Power to grant you ſhall never want my Concurrence or Aſſiſtance For I have your welfare Sincerely at heart and ſince I have no other Views but what you all aim at which is the King's Service and the Good of this Colony I hope we ſhall Unite and agree in the ſame Meaſures to Compaſs them.

Reſolved Nemine contradicente

That an Addreſs of thanks be prepared to the Governor for his very Affectionate and Obleedgeing Speech to this Aſſembly.

Reſolved Nemine contradicente

That an Humble Addreſs be prepared to the King to Congratulate his Majeſty on the Seaſonable diſcovery of the late dangerous Conſpiracy againſt his perſon and Government

Reſolved

That this Houſe will take the Governors Speech into Conſideration on *Monday* next.

Ordered

That a Committee of Privileges and Elections be Appointed of theſe perſons following *Viz*ᵗ.

Mʳ. *Randolph*

Mʳ. *Eſcridge*	Mʳ. *Cole*
Mʳ. *Preſly*—	Mʳ. *Griffin*
Mʳ. *Nichˢ. Smith*—	Mʳ. *Johnſon*

And they are to meet as often as they find it Neceſſary and to take into their Conſideration All ſuch matters as ſhall or may come in Queſtion touching Returns Elections and Privileges and to report their procedings with their Opinions therein to the Houſe from time to time And the ſaid Committee is to have power to Send for Witneſſes Perſons Papers and Records for their Information

Ordered

That a Committee for Publick Claims be Appointed of the following perſons *Viz*ᵗ

Mʳ. *Harriſon*

Mʳ. *Willᵐ. Ball*	Mʳ. *Joſeph Godwin*
Mʳ. *Willis*—	Mʳ. *Gray*—
Mʳ. *Newton*	Mʳ. *Crafford*
Mʳ. *Robᵗ. Bolling*	Mʳ. *Harwood &*
Mʳ. *Maſon*—	Mʳ. *Barber*—

And the ſaid Committee are to meet and to take into their Conſideration all matters concerning the public Claims of the Country and to report their proceedings with their Oppinions therein to the Houſe And the ſaid Committee is to have power to Sit from day to day and to ſend for Perſons Papers and Records And they are to Inſpect the Report of the Committee for Publick Claims of the laſt ſeſſion of Aſſembly and make Report to the Houſe of any matter they ſhall find therein neceſſary to be further Conſidered this Seſſion—

Ordered

That a Committee for Propoſitions and Grievances be appointed of the perſons *viz*ᵗ

Mʳ. *McCarty*

Mʳ. *Randolph*	Mʳ. *Wᵐ. Robinſon*
Mʳ. *Merriwether*	Mʳ. *Blair*
Mʳ. *Eſcridge*	Mʳ. *Braxton*
Mʳ. *John Bolling*	Mʳ. *Boush*—
Mʳ. *Conway*—	Mʳ. *Thomas Godwin &*
Mʳ. *Clayton*	Mʳ. *Wᵐ. Thornton*—

And

And they are to meet and take into their Conſideration All Propoſitions and Grievances wch ſhall be Offered to this Aſſembly and to report their proceedings with their Oppinions therein to the Houſe from time to time And the ſaid Committee is to have power to Sit from day to day and to Send for Perſons Papers & Records—

Ordered

That the ſaid Committee do prepare and draw up the Addreſs to his Majeſty and alſo the Addreſs to the Governor

Upon the Petition of *Wm. Le neve* Clerc, he is appointed Chaplain to the Houſe.

Ordered

That he attend to read prayers every Morning in the Conference Chamber at Ten a Clock

Ordered.

That Mr *Clayton* and Mr *Blair* do Acquaint the Governor and Council of the Time appointed for prayers

James Haſſel, Nicholas Wager Robt. Dyer and *William ffrancis* upon their Several petitions are Appointed Door keepers to this Houſe.

Ordered

That they give their Attendance Accordingly

Mr *Godfrey Pole* upon his petition is appointed Clerk to the Committee for Propoſitions and Grievances

And Mr *Miles Cary* Junr upon his petition is appointed Clerk to the Committee of Privileges and Elections and the Committee for publick Claims

Ordered

That they give their Attendance Accordingly.

Ordered

That all Propoſitions and Grievances and publick Claims be brought in by *Fryday* the 17th Inſtant or elſe that they be not received without particular leave of the Houſe

Ordered

That the Clerk do fix Copy of the ſaid Order upon ſome of the Doors of the Capitol

Ordered

That the Committee for Propoſitions and Grievances do Inſpect the Journals of the laſt Aſſembly and prepare and draw up a State of the Matters then depending and undetermined and the progreſs that was made therein and Report the ſame to the Houſe

Ordered

That the Committee for Propoſitions and Grievances Inſpect what Laws are Expired or near Expiring and Report their Oppinion to the Houſe which of them are fit to be revived or Continued

Reſolved

That the Orders of the laſt ſeſſion of Aſſembly continue ſtanding Orders of this ſeſſion.

Ordered

That the ſame do ly conſtantly upon the Table for the Peruſal of the Members.

Reſolved

That Fifteen Members with the Speaker be Sufficient to meet and Adjourn—

Ordered

That Mr *Aylett* Mr *William Thorton* and Mr *Maſſey* do wait on the Governor and deſire him to give Order for the Iſſuing a new Writ for Electing a Burgeſs to ſerve in this preſent General Aſſembly for the County of *King William* in the room of *John Childs* Gentn deced

Adjorned till Eleven a Clock to Morrow Morning

Saturday

Saturday May the 11th 1723.

THE Houſe being met
Adjorned till *Monday* Morning Eleven a Clock.—

Monday May the 13th 1723

MR *M^cCarty* Reports from the Committee appointed to prepare and draw up an Addreſs to the Governor that the Committee had agreed upon an Addreſs which he read in his place and afterwards delivered the ſame in at the Table where it was twice read and agreed to, as follows

To the Hono^ble Hugh Dryſdale *his Majeſties Lieu^t. Governor and Commander in Chief of the Colony and Dominion of* Virginia—

The Humble Addreſs of the Houſe of Burgeſſes

May it pleaſe your Honour

We his Majeſties moſt dutiful and Loial Subjects the Burgeſſes now met in Aſſembly beg leave to render your Honour Our moſt hearty Thanks for the Zeal you have been pleaſed to Expreſs for the Welfare and Proſperity of this Colony in your moſt kind and Affectionate Speech delivered to us at the Opening this Seſſion

We muſt always eſteem it the greateſt Happineſs can befal a people to be governed by the Laws of their Country under the direction of a Perſon whoſe inclinations lead him to Advance their Intereſt and Proſperity You *Sir* by your Example truly delineate to us the paths to thoſe moſt Valuable Bleſſings of Union and Agreement and by your Mild and Equal Adminiſtration give us hopes of intire Satisfaction dureing the time of your preſiding over us.

We are highly Senſible of the Bleſſings we Enjoy under the preſent Eſtabliſhment of the Crown of *Great Brittain* and muſt reflect with abhorrence on the Wicked and Traiterous Attempts which have been made to dethrone the beſt of Kings And as our Anceſtors have ever acted with firm and Steady Loyalty to their Soverain ſo we ſhall ſtrictly perſevere therein

We are greatly Encouraged from the aſſurance your Honour is pleaſed to give of your Aſſiſtance to prepare ſuch Laws as may tend moſt to his Majeſties Service and for Securing the Lives and Advanceing the Intereſt of his Subjects here And humbly beg leave to Aſſure you We will heartily endeavour to find the moſt Effectual means to Attain thoſe Ends.

Reſolved

That the ſaid Addreſs be preſented by the whole Houſe—

Ordered

That the Committee for Propoſitions & Grievances do deſire to know of the Governor when this Houſe may Attend him with the ſaid Addreſs

The Houſe Reſolved itſelf into a Committee of the whole Houſe to Conſider the Governors Speech And after ſome time ſpent therein M^r. *Speaker* Reſumed the Chair and M^r *Randolph* reported from the Committee that they had had ſome part of the ſaid Speech under their Conſideration And were come to Two Reſolutions which they had directed him to Report to the Houſe And he read the ſame in his place and afterwards delivered them in at the Table where they were read and agreed to by the Houſe as follows

Reſolved

That a Bill be prepared for the more Effectual puniſhing Conſpiracies or Inſurrections of Slaves and for the better Government of them

Reſolved

That a Bill be prepared for putting the Militia of this Colony in a better poſture of Defence

Ordered

Ordered

That the Committee for propoſitions and Grievances do prepare and bring in the ſaid Bills.

Mr. *Randolph* alſo acquainted the Houſe that he was directed by the Committee to move that they might have leave to ſit again.—

Reſolved

That this Houſe will to Morrow Reſolve itſelf into a Committee of the whole houſe to Conſider further of the Governors Speech.

Mr. *Mc Carty* acquainted the Houſe that the Governor was now ready in the Council Chamber to receive their Addreſs. and Mr. *Speaker* Reports that he with the Houſe had attended the Governor and preſented the Addreſs of this Houſe And that the Governor was pleaſed to return this Anſwer

Mr. Speaker and Gentlemen of the Houſe of Burgeſſes—

I am glad to find that what I have Communicated to you at the opening of this Seſſion of Aſſembly meets with your Approbation I thank you for your kind Addreſs And I aſſure you while I have the Honour of preſiding among you I will purſue the True Intereſt and Welfare of the Colony.

Mr. *Randolph* Reports from the Committee of Privileges and Elections That the ſaid Committee had Examined the Returns of the Several Writs for the Election of Burgeſſes to ſerve in this preſent General Aſſembly And that it appeared to the ſaid Committee that the following perſons were duly Returned *Viz*t.

Mr. *Wm Randolph* and Mr. *John Bolling* for the County of *Henrico.*

Mr. *Robt. Bolling* and *John Poythres* for the County of *Prince George.*

Mr. *Willm Gray* & Mr. *Henry Harriſon* for the County of *Surry*—

Mr. *Henry Applewhaite* & Mr. *Joſeph Godwin* for the County of *Iſle* of *Wight.*

Mr. *Thomas Godwin* & Mr. *Henry Baker* for the County of *Nancemond.*

Mr. *Wm Crafford* & Mr. *George Newton* for the County of *Norfolk*—

Mr. *James Ricketts* & Mr. *Thomas Wythe* for the County of *Elizabeth City*—

Mr. *Wm Cole* & Mr. *William Roſcow* for the County of *Warwick.*—

Mr. *Archibald Blair* and Mr. *John Clayton* for the County of *James City*

Mr. *Samll Harwood* & Mr. *John Stith* for the County of *Charles City*—

Mr. *Nicht. Merriwether* and Mr. *Richard Harris* for the County of *Hanover.*

Mr. *John Thorton* & Mr. *Thomas Maſſie* for the County of *New Kent*

Mr. *Wm Aylett* & Mr. *John Childs* for the County of *King William.*—

Mr. *Richard Johnſon* & Mr. *George Braxton* for the County of *King* & *Queen*

Mr. *Giles Cook* & Mr. *Henry Willis* for the County of *Glouceſter.*

Mr. *Robt. Jones* & Mr. *Wm Dangerfield* for the County of *Eſſex*—

Mr. *Larkin Chew* and Mr. *Franc. Thorton* for the County of *Spotſylvania*

Mr. *Nicht. Smith* & Mr. *Wm Thornton* for the County of *King George*

Mr. *Charles Barber* & Mr. *Thomas Griffin* for the County of *Richmond.*

Mr. *Edwin Conway* & Mr. *Wm Ball* for the County of *Lancaſter*—

Mr. *George Eſcridge* and Mr. *Daniel Mc Carty* for the County of *Weſtmorland.*

Mr. *George Maſon* & Mr. *Wm Robinſon* for the County of *Stafford.*

Mr. *Fully* [*Tully*] *Robinſon* & Mr. *Edmund Scarburgh* for the County of *Accomack*

Mr. *Geo. Harmanſon* & Mr. *Thomas Harmanſon* for the County of *North'ton*

Mr. *John Holloway* for the City of *Williamſburg* and Mr. *Lawrence Smith* & Mr. *Edward Tabb* for the County of *York.*

And that it appeared to the ſaid Committee that the following Perſons were not duly Returned *Viz*t.

Mr. *Henry Spratt* & Mr. *Maximilian Boush* for the County of *Princeſs Ann.*

Mr. *Wm Broadnax* for *James Town.*

Mr. *Mathew Kemp* & Mr. *Edwin Thucker* [*Thacker*] for the County of *Middleſex.*

and Mr. *Peter Preſley* & Mr. *George Ball* for the County of *Northumberland.*

Ordered

Ordered

That the Clerk do now at the Table amend the Returns made by the Sheriffs of *James City Mddx, Princeſs Anne & Northumberl'd* upon the Writs for electing of Burgeſſes to ſerve in this preſent General Aſſembly for the ſaid Counties & for *James Town.*

Then the Houſe Adjourned till tomorrow morning eleven of the Clock.

Tueſday May the 14th 1723.

A PETITION of *John Lomax* in behalf of himſelf and Divers Freeholders of the County of *Eſſex* was preſented to the Houſe & Read. Complaining that Colº *Joſeph Smith* one of the Juſtices of the ſaid County had refuſed to ſit in Court to receive and certifie a grievance ſubſcribed by the Petitioner and Divers other Freeholders, Whereby there wanted a Sufficient Number of Juſtices to make a Court, And praying that the ſaid *Joſeph* (if he hath Acted therein againſt the Laws and Liberties of the Subject) may be dealt with Accordingly—

Ordered

That the ſaid *Joſeph Smith* be ſent for in Cuſtody of yᵉ Meſſenger to anſwer the ſaid petition at the Bar of this Houſe And that Mr. *Speaker* do Iſſue his Warrant Accordingly

A Petition of Sundry Inhabitants of the County of *Eſſex* whoſe names are thereunto Subſcribed was preſented to the Houſe and Read Complaining of great Severities exerciſed by Colº *Joſeph Smith* in Levying of ffines upon Orders of a Court Marſhal, The procedings whereof were complained of and cenſured at the laſt Aſſembly—

Ordered

That the ſaid petition be refer'd to the Conſideration of the Committee of Privileges and Elections and that they do examin the matter thereof and Report the ſame as it ſhall appear to them to the Houſe.

The Order of the day being read

Reſolved

That this Houſe will to Morrow Reſolve it ſelf into a Committee of the whole Houſe to Conſider further of the Governors Speech.

Then the Houſe Adjorned till to morrow morning eleven of the Clock.—

Wedneſday May the 15th 1723

A PETITION of *Robt. Stubblefield Peirce Buttler* and *Paulin Anderſon* was preſented to the Houſe and read Praying that Leave may be given to bring in a bill for veſting in the ſaid *Peirce Buttler & Paulin Anderſon* the Fee ſimple Eſtate of certain Lands whereof the ſaid *Robert* is ſeized in fee tail and for veſting other lands of the ſaid *Peirce* and *Paulin* in the ſaid *Robt.* to the ſame uſes—

Ordered

That the ſaid Petition be referd to the Conſideration of a Committee and that they do Examin the matter thereof and the Value of the ſaid Lands and Report the ſame with their Opinion thereupon to the Houſe

And a Committee was appointed accordingly

The Houſe (according to Order) Reſolved it ſelf into a Committee of of the whole Houſe to Conſider further of the Governors Speech and after ſome time ſpent thereing Mr. *Speaker* reſumed the Chair & Mr. *Randolph* reported from the Committee That they had had under their further Conſideration part of the Governors Speech & were come to a Reſolution which they had directed him to report to the Houſe And he read the ſame in his place and afterwards delivered it in at the Table where the ſame was read and agreed to and is as follows *viz.*

Reſolved

Reſolved

That a Bill be prepared for the further improving the ſtaple of Tobacco

Ordered

That the Committee for propoſitions and Grievances do prepare and Bring in the ſaid Bill

Mr. *Randolph* alſo acquainted the Houſe that he was directed by the Committee to move for leave to ſit again

Reſolved

That the Houſe will on *Tueſday* next Reſolve itſelf into a Committee of the whole Houſe to Conſider further of the Governors Speech—

A Petition of *Rice Hoe* and *George Maſon* Gent. ffeoffees of the Land laid out for a Town in the County of *Stafford* was preſented to the Houſe and read praying that Leave may be given to bring in a Bill to enable them to ſell the ſaid Land the ſame not being built upon or Inhabitated

Ordered

That the ſaid petition be refered to the Conſideration of a Committee to Examin the Matter thereof and to enquire what perſons are intereſted in the ſaid Land and of whom the ſame was purchaſed and to report the ſame with their Oppinion thereupon to the Houſe And a Committee was appointed accordingly.

A Petition of Sundry Inhabitants of the County of *King William* whoſe names are thereunto Subſcribed was refer'd to the Houſe by the Governor and Council and was read praying that a Courthouſe for the ſaid County may be built upon the Land of Major *Aylett* and that the ſaid County may not be Divided.

Alſo—A Petition of *John Butts* and others Juſtices of the ſaid County whoſe names are thereunto Subſcribed praying that the Court may continue to be held at the place where the ſame is now held or that the ſaid County may be Divided.

Ordered

That the ſaid petitions be referred to the Conſideration of the Committee for propoſitions & Greivances to examine the Matter thereof and report the ſame with their opinion thereon to the Houſe—

Ordered

That the Committee for propoſitions and Greivances do Attend the Governor and deſire him to lay before this Houſe The Treaty lately made with the Northern Indians at *Albany* with the Journal of the procedings upon that Expedition.

Then the Houſe Adjorned till tomorrow mor'ing Eleven of the Clock.

Thurſday May the 16th 1723.

MR *McCarty* acquainted the Houſe that the perſons appointed had according to Order Attended the Governor and deſired him to lay before this Houſe the Treaty lately made with the Northern Indians at Albany with the Journal of the procedings upon that Expedition And that the Governor was pleaſed to ſay he would take care that the Treaty ſhould be laid before the Houſe but the Journal was not yet in his poſſeſſion.

Mr. *McCarty* Reported from the Committee to whom the petition of Sundry Inhabitants of the County of *King William* and alſo the petition of *John Butts* and others Juſtices of the ſaid County were refered—a Reſolution of the ſaid Committee thereupon which he read in his place and afterwards delivered in at the Table where the ſame was read & agreed to as follows.

Reſolved

That the ſaid County be not Divided and that the Court of the ſaid County be continued to be held at the place where the ſame is now held

A Meſſage from the Governor was delive'd by Mr. *Robertſon*—

Mr. *Speaker*. I am Commanded by the Governor to lay before this Houſe the Treaty lately made with the Northern Indians at *Albany* purſuant to the Meſſage of this Houſe

Ordered

That the ſaid Treaty do ly upon the Table for the peruſal of the Members

A Written Meſſage from the Governor & Council was delivered by Mr *Robertſon* as followeth—

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

The late Conſpiracy diſcovered among the Negroes to Cut off his Majeſtie's Subjects has Occaſioned the Government takeing ſome Extraordinary Meaſures to prevent the Evil Conſequence of Suffering thoſe to go at large who are more than Suſpected of being deeply engaged in that Horrid deſign Tho' the Evidence againſt them being only of their own Condition and Complexion did not amount to a Legal proofe to Convict them. If thoſe now in Priſon have had the boldneſs even under a Strict confinement and the Terror of a profecution to uſe ſuch Threatening Speeches againſt the Lives of Gentlemen who appeared Active in diſappointing the Execution of their Villanous Schemes (as your Houſe will obſerve by the Order of the General Court herewith Tranſmitted has been fully proved againſt them) it may be Juſtly feared That if theſe eſcape with Impunity not only they but others by their perſwaſion and Example will be encouraged to more daring Attempts Wherefore the Governor and Council doubt not you will take it into Conſideration ſuch proper and effectual means as may remove the Danger of the Country if theſe ſlaves are again Set at Liberty, and in ſuch a manner as may be leaſt prejudicial to their Owners

Ordered

That the ſaid Meſſage be taken into Conſideration to morrow

Mr. *Braxton* reported from the Committee to whom the petition of *Robt. Stubblefield Peirce Buttler* and *Paulin Anderſon* was refered the matter as it appear'd to them which he read in his place and afterwards delivered it in at the Table where the ſame was read

Ordered

That Leave be given to bring in a Bill for veſting the ffee ſimple Eſtate of certain Lands whereof the ſaid *Robt. Stubblefield* is ſeized in ffee-tail—in the ſaid *Peirce Buttler* and *Paulin Anderſon* and for veſting other Lands of greater Value whereof the ſaid *Peirce Buttler* and *Paulin Anderſon* are Seized in ffee ſimple in the ſaid *Robt Stubblefield* in ffeetail And that Mr *Braxton* Mr *Johnſon* Mr *Cook* Mr *Willis* & Mr *Aylett* do prepare and Bring in the ſame.

A Petition of Sundry Inhabitants of the Pariſh of *St. Stephens*—in the County of *King* and *Queen* whoſe names are thereunto Subſcribed Being referd from the Governor and Council was read praying that the ſaid pariſh may be divided into two pariſhes.

Ordered

That the ſaid petition be referred to the Conſideration of the Committee for propoſitions and Greivances and that they do Examin the Matter thereof and report the ſame with their Oppinion thereupon to the Houſe—

A Petition of *John Fox* was preſented to the Houſe and read, praying that leave may be given to bring in a Bill for Confirming his Title to certain lands in the County of *King William* formerly purchaſed by his Grandfather *John Weſt* of the *Pamunkey* Indians.

Ordered

That the ſaid petition be referred to the Conſideration of a Committee and that they do Examin the Matter thereof and report the ſame as it ſhall appear to them to the Houſe—

And a Committee was appointed accordingly

Then the Houſe Adjorned till tomorrow morning Eleven a Clock.

Fryday

Fryday May the 17th 1723.

THE Houſe proceded to take into conſideration the written Meſſage from the Governor and Council relateing to ſeveral Negroes now in Goal Suſpected to be concerned in the late Conſpiracy and the ſame was read

And the Order of the General Court in the ſaid Meſſage mentioned was read.

And Mr. *Attorney General* preſented to the Houſe the Examination of Several Slaves concerning a Conſpiracy and Intended Inſurrection of great Numbers of Negroes in the Counties of *Gloſter* and *Md'dx* and the ſame were alſo read.

Ordered

That a Bill be brought in for Selling and Tranſporting *Dick* a negro Slave of *Mathew Kemp* Gent. *Dambara Tom* a negro ſlave of *Thomas Smith* Gent. *Sancho Iſaac* and *Jeffery* Negro ſlaves of *Armiſtead Churchill* Gent. and *Robin* a negro Slave of *John Rodes* planter to ſome of the Iſlands in the *Weſt Indies* at the Charge of the Country for Aſcertaining the Value of them and paying the ſame to their reſpective Owners And for applying the money ariſeing from the ſale of the ſaid Negroes towards reimburſing the Country and that the Comittee for propoſitions and Greivances do prepare and bring in the ſaid Bill.

Propoſitions from Sundry perſons whoſe names are thereunto Subſcribed for Chriſtianizing Negro Children and for altering the Manner of proof required by Law of Fornication & Adultery were preſented to the Houſe and read.

Ordered

That the ſaid propoſitions be refered to the Conſideration of the Committee for propoſitions and Greivances and that they doe Examin the Matter thereof and report the ſame with their oppinion thereon to the Houſe.

A Petition of the Major part of the Veſtry and other Inhabitants of the pariſh of S[t] *Stephens* in the County of *King* and *Queen*, whoſe names are thereunto Subſcribed being referred from the Governor and Council was read praying the Said pariſh may not be Divided, or if it be that it be Divided higher up than the upper Inhabitants propoſe

Ordered

That the ſaid petition be referred to the Conſideration of the Committee for propoſitions and Greivances and that they do examin y[e] matter thereof and report the ſame with their Oppinion thereon to the Houſe—

A Petition of *James Taylor* was preſented to the Houſe and read praying an Allowance for his Services in Laying out the bounds of the County of *Spotſylvania*—

Ordered

That the ſaid petition be referred to the Conſideration of the Comittee for publick Claims and that they do examin the matter thereof and report the ſame with their Oppinion thereupon to the Houſe.

A Bill directing the Tryal of Slaves committing Capital Crimes and for the more effectual puniſhing Conſpiracies & Inſurrections of them and for the better Government of Negroes Mulattos & Indians bond or ffree was read the firſt time and ordered to be read a Second time

Then the Houſe Adjorned till to Morrow Morning eleven a Clock.

Saturday May the 18th 1723

THE Houſe being Acquainted that Col[o] *Joſeph Smith* attended at the door in Cuſtody of the Meſſenger He was called in to the Bar and Mr. *Speaker* acquainted him with the Matter of Mr. *Lomax*'s Complaint againſt him and that the Houſe expected his Anſwer. He ſaid his anſwer was long and that he had a very Treacherous Memory and deſired the leave of the Houſe that he might deliver it in writing and then withdrew

Ordered

Ordered

That the ſaid *Joſeph Smith* have liberty to read his Anſwer at the Bar and then deliver it to the Clerk

And being again called in he read a paper containing his Anſwer to the ſaid Complaint and delivered the ſame to the Clerk and then withdrew

Ordered

That the ſaid paper do ly upon the Table and that the ſame be taken into Conſi[de]ration on *Tueſday* next.

Ordered

That the ſaid *Joſeph Smith* remain in Cuſtody of the Meſſnger.

Mr. *McCarty* reported from the Committee appointed to Inſpect the Journal of the laſt Seſſion of Aſſembly That the ſaid Committee had drawn up a ſtate of the matters then Depending & undetermined and the progreſs that was made therein which they had directed him to report to the Houſe And he read the ſaid report in his place & afterwards delivered it in at the Table where the ſame was read.

Ordered

That Mr. *Daniel McCarty* Mr. *Geo. Eſcridge* Mr. *Charles Barber* Mr. *Wm Woodbridge* and Mr *Charles Grymes* or any three of them with Mr. *Coppidge* and Mr *Newton* Surveyors or one of them do meet purſuant to an Order of the Houſe of Burgeſſes at the laſt Seſſion of Aſſembly and according to the Evidences which ſhall be produced to them, lay out the Bounds Between the Counties of *Lancaſter* & *Northumberland* at the Charge of Both Counties and that they report their proceedings to the next Seſſion of Aſſembly

Ordered

That Mr *John Holloway* Mr *John Clayton* & Mr *Archibald Blair* to whom the sum of Two hundred and ten pounds by a reſolution of the Laſt Seſſion of Aſſembly was ordered to be paid out of the publick Money, for the providing Sundry Ornaments and other things for the uſe of the Aſſembly General Court and Council do employ the ſaid Sum according to the ſaid Reſolution and Account to the next ſeſſion of Aſſembly.

Ordered

That the neglect of the Clerks of the Counties of *Elizabeth City*, *Richmond Weſtmorland Lancaſter* and *Northumberland* in failing to return to the laſt ſeſſion of Aſſembly the Number of Tithables in their reſective Counties be taken into Conſideration when the Committee for publick Claims make their Report

Reſolved

That the Defects of the laws in force relateing to the Clergy and parochial affairs referred to the Conſideration of this ſeſſion of Aſſembly be referred to the Conſideration of the next ſeſſion of Aſſembly.

Mr. *McCarty* alſo reported from the Committee of propoſitions and Greivances that the ſaid Committee had Conſidered ſeveral of the propoſitions and Greivances which have been offered to this Aſſembly and were come to ſeveral reſolutions thereupon which they had directed him to report to the Houſe, and he read the Report in his place and afterwards delivered it in at the Table where the ſame was read and is as followeth.

On Conſideration of the ſeveral propoſitions from *Hannover* & *Prince George* Counties that negroes may be prevented from going abroad Carrying Arms and Convening in great Numbers and that if any ſhould be Killed in reduceing them to Obedience they might be paid for out of a Duty to be laid. And of the Greivance from *Northampton* County complaining of the great Numbers of free Negros of which the women pay no Taxes

Reſolved

That the ſame is Sufficiently provided for in a Bill now prepared upon Conſideration of the propoſition from *Prince George* County

That ear Marks for cattle be recorded and publiſhed in the Court houſe Room wherby ſtray Cattle may the ſooner be reſtored to their Owners and directing methods therein.

Reſolved

Reſolved.

That the ſame be rejected being already provided for by Law.

Upon Conſideration of Several propoſitions from *Hannover* County That the Bill paſſed concerning horſes may be repealed And that Clerks and ſheriffs ffees may be reduced or abated

Reſolved

That the said propoſitions be rejected

Upon Conſideration of the Greivance from *Northampton* County that they eſteem it a hardſhip that any particular County ſhould pay the Charge of the Condemnation of any Malefactors for facts committed in another County and that the County wherein Facts worthy of Death ſhall be Committed ſhould bear its own Charge or be the Owners loſs onely And of the propoſitions from the ſaid County That ſome convenient Towns and Ports might by law be appointed therein.—

And that no perſon ſhall Tranſport any other over the bay without a Certificate first granted them

Reſolved

That the ſame be rejected

Upon Conſideration of the propoſition from *Weſtmorland* County That a Chappel of Eaſe may be erected in the Center thereof at the Charge of the ſaid County

Reſolved

That the ſame be referred to the Conſideration of the next ſeſſion of Aſſembly

Upon Conſideration of the propoſition of *Will*^{m} *Todd* and other Subſcribers That a Law be made to bring up Negro Children born in this Country in the Chriſtian Religion

Reſolved

That the ſame be rejected being at preſent impracticable

Upon Conſideration of the propoſition from the ſaid perſons That that part of the Law for the more Effectual Suppreſſion of Vice which require the Oaths of Two or more wittneſſes to prove the Offences of Adultery and fornication be repealed and that the Oath of the woman after Conviction with other convincing Circumſtances may be Sufficient proof.

Reſolved

That the same be rejected such Offences being puniſhable at the Common Law.

Upon Conſideration of the ſeveral propoſitions from *Northumberland* and *Hanover* Counties

That after Tobacco has once been Viewed by a ſworn Receiver, as the late Tobacco Law directs, The Owner may not be Compelled to have it afterwards viewed and that the said Law for many Inconveniences therein may be repealed, And of the greivance from *Northampton* County relating to the time of planting Tobacco which is deſired may be Altered and further time given or that the ſaid Law may be repealed.

Reſolved

That the ſame be rejected

All the ſaid Reſolution[s] (except the laſt) being Severaly read a Second time were agreed unto by the Houſe

The laſt of the ſaid Reſolutions being read a Second time And a Motion being made and the Queſtion being put that the ſaid Tobacco Law be repealed

Reſolved in the Affirmative

Ordered

That it be an Inſtruction to the Committee appointed to prepare and bring in a Bill for the further Improveing the ſtaple of Tobacco That they bring in a Clauſe to be Added to the ſaid Bill for repealing the ſaid Law.

M^{r}. *M*^{c}*Carty* alſo reported from the ſaid Committee That they had had under their Conſideration the Several petitions of the upper Inhabitants of the Pariſh of S^{t}. *Stephens* in the County of *King* & *Queen* and of the Veſtry and other Inhabitants of the ſaid Pariſh

Pariſh and were come to a Reſolution thereupon which they had directed him to report to the Houſe And he read the ſaid Reſolution in his place and afterwards delivered it in at the Table where the ſame was read and agreed to by the Houſe as follows

Reſolved

That the ſaid pariſh be Divided and that the Diviſion begin from Capt. *Todd*'s Landing along the main Road to *Mattapony* Run and from thence up the Eaſtermoſt main Branch of that Run to the County of *Eſſex* and that a Bill be prepared accordingly

Ordered

That the Committee for propoſitions and Greivances do prepare and bring in the ſaid Bill.

Then the Houſe Adjorned till *Monday* Morning eleven of the Clock.

Monday May the 20th 1723.

A PETITION of *John Dunwiddy* praying that a fferry may be appointed at his Houſe over *Rappahanock* River was preſented to the Houſe and read.

Ordered

That leave be given to bring in a Bill according to the prayer of the ſaid petition and that Mr *Robinſon* Mr. *Wm Thornton* & Mr. *Maſon* do prepare and bring in the ſame.

A petition of *Joſeph Smith* was preſented to the Houſe & read praying that he may be heard by Council before the Committee of priviledges and elections upon the Complaint of Sundry Inhabitants of the County of *Eſſex* againſt him and that the Clerk of the Houſe may be admitted of his Council.

Ordered

That he have leave to be heard according to the prayer of the ſaid Petition

A Bill for the Tranſportation of *Dick* and other Negro ſlaves was read the firſt time and ordered to be read a Second time,

A Bill directing the Tryal of Slaves committing Capital Crimes and for the more Effectual puniſhing Conſpiracies and Inſurrections of them and for the better Government of Negros Mulattos and Indians, bond or ffree, was read the ſecond time & Committed

Then the Houſe Adjorned till tomorrow morning Eleven of the Clock.—

Tueſday May the 21o 1723.

MR *McCarty* reported from the Committee to whom the Bill directing the Tryal of Slaves committing Capital Crimes and for the more effectual puniſhing Conſpiracies and Inſurrections of them & for the better government of Negros, Mulattos and Indians bond or free was Committed Several Amendments made to the Bill which they had directed him to report And he read the Amendments in his place & afterwards delivered the Bill with the Amendments in at the Table where the ſaid Amendments were read and agreed unto by the Houſe

Ordered

That the Bill with the Amendments be Ingroſſed

A Petition of *John Lomax* was preſented to the Houſe & read praying the leave of the Houſe to Vindicate his Character againſt the Aſperſions caſt upon it in the Anſwer of Colo *Joſeph Smith*

Reſolved.

That the ſaid petition be rejected—

Mr. *Randolph* reported from the Committee of Priviledges & Elections That the Committee had entered upon the Conſideration of the petition of Sundry Inhabitants

of

of the County of *Effex* to them refered and found the ſame grounded on a petition formerly preferred to the Houſe of Burgeſſes in *November* 1720 and that the facts laid down in the petition to this Houſe can't be well Inquired into without conſidering and Inquiring into the ffacts of the firſt petition, And deſired the direction of the Houſe therein—

Ordered

That it be an Inſtruction to the ſaid Committee That they procede only on the Matters Charged in the petition to them referred

Ordered

That it be an Inſtruction to the Committee appointed to prepare and bring in a Biil for the further improving the ſtaple of Tobacco that they be Impowered to receive a Clauſe or Clauſes for the reſtraining in ſome meaſure the planting of Tobacco

Mr *Willis* (according to Order) preſented to the Houſe a Bill for veſting the ffee ſimple of Certain Intailed Lands in *Peirce Butler* and *Paulin Anderſon* and for veſting other lands therein mentioned in *Robt. Stubblefield* in ffeetail which was read the firſt time and ordered to be read a Second time.

The Orders of the day being read

Reſolved that this Houſe will on *Thurſday* next reſolve itſelf into a Committee of the whole Houſe to Conſider further of the Governors Speech.

The Houſe proceded to take into conſideration the Anſwer of Colo *Joſeph Smith* to the Complaint of *John Lomax* and the ſame was read as follows

Mr *Speaker*

I am brought hither by your warrant to anſwer a Petition of of Mr *Lomax* wherein I am Charged with haveing refuſed to Sit as a Juſtice of the peace for the County of *Effex* to receive and Certifie a greivance offered and Signed by ſundry people of that County contrary to the Law and the duty of my Office

I muſt obſerve in the firſt place that if it be True That I have done anything againſt Law and my duty I conceive I am puniſhable by thoſe Laws which I have Offended in another place in ſome Court of Judicature which hath competent Juriſdiction of the matter.

I am not at all apprehenſive of any diſadvantage I ſhall ly under by haveing my Actions Inquired into in any manner whatſoever but am deſirous to Juſtifie my Self as publickly as my Accuſer has Charged me and have very great Confidence in the Justice of this Houſe. Yet if the Matter Complained of may be redreſſed in the ordinary courſe of Law I ſubmitt whether it be Conſiſtent with the Honour and dignity of this Houſe to interpoſe their Power and Authority.

Mr *Speaker*

I own I am a Juſtice of the peace of the County of *Effex* and did ſit as ſuch at the laſt Court of Claims held for that County until all the Claims of the County were proved and Certified But when the Clerk had read a paper which I found to be a falſe and Malitious Libel againſt me, I did riſe from the Bench thinking (and I hope very Juſtly to[o]) That I was not bound by any Law either of God or man to give a Sanction by any Act of mine to a paper ſo falſe as that was, and ſo Injurious to my Character.

If there had been a Sufficient Number of Juſtices to have made a Court I had ſome reaſons to have Offered againſt certifying the paper as a Greivance of the people For it was brought in and thrown upon the Table by one *Hawkins* who did not as I remember move to have it certified until I removed from the Bench, It was not ſigned by any one of the perſons whoſe names are Subſcribed to it in the Court as by law it ought to have been And of all that Roll of Subſcribers there was not above three or four in Court and I can venture to ſay that not many of them ſaw the paper.

And as I knew very well that a former petition of the like nature procured by Mr *Lomax* and by him preſented to the laſt General Aſſembly had many people's names to it who never ſaw nor heard its Contents nor knew that their names had been made Uſe of; as Several of them whoſe Depoſitions I have ready to lay before the Houſe have Declared upon Oath, I Judged it would have been a very Irregular proceding in me to certifie

certifie that to be a grievance of perſons who did not appear to own theire hands and who in all probability might know as little of this paper as others did of the former whoſe names were ſet thereto.

I hope theſe are Objections of no ſmall weight, And muſt I firſt have Offered them to the Court and afterwards Judged upon them myſelf? Indeed if I had and the reſt of the Court had been of my Opinion My anſwer would ſurely have made it matter of Complaint againſt me that I had been a Judge in my own Caſe And under ſuch an Imputation I ſhould have been in a greater Confuſion than I think I have reaſon to be in my preſent Circumſtances

Mr *Speaker*

This *Lomax* is my profeſſed Enemy and has got a habit of aſperſing me He has applied himſelf moſt Aſſiduouſly for three Year paſt to ſtir up the people to diſobey and Contemn me both as an Officer of the Militia and a Civil Magiſtrate, And if any of the Subſcribers have been puniſhed they Owe it to him who perſwaded them to Tranſgreſs, He has Inſpired the people with Notions of Oppreſſion which they never felt or thought of and I believe I may ſay he has vexed more people with his Importunities to ſign the Invectives which his Invention has brought againſt me than ever I have done by the rigorous procedings I am taxed with.

I hope Mr *Speaker* while the Houſe are conſidering the liberties of the people they will have ſome regard to Magiſtracy and not ſuffer it to be trampled upon and contemned by the meaneſt of the populace.

Reſolved.

That Colo *Joſeph Smith* in refuſing to ſit as a Juſtice of the peace of the County of *Eſſex* to make a Court to certifie the Greivances of the people duly offered to the Court of Claims held for the ſaid County before this Seſſion of Aſſembly when he was one of the four members onely then in Court, Hath been guilty of a Breach of his duty in that Office and Intrenched upon the Rights and privileges of the people of the ſaid County.

Ordered

That the ſaid Colo *Joſeph Smith* be for his ſaid Offence reprimanded by the Speaker.

And he was called in to the Bar and received a Reprimand from from the Speaker and was ordered to be diſcharged out of Cuſtody paying ffees.

A Bill for the Tranſportation of *Dick* and Negro Slaves was read the Second time and Committed

Ordered That Mr *Dangerfield* have leave to go home

Ordered That Mr *John Bolling* have leave to be Abſent til *Tueſday* next

Ordered That Mr *Majon* have leave to be Abſent for ten days

Ordered That *Rice Hoe & George Maſon* be at liberty to withdraw their petition in relation to the Town Land in the County of *Stafford* And that the Committee to whom it was refered be diſcharged from proceding thereon

Then the Houſe Adjorned till tomorrow morning eleven a Clock

Wedneſday May the 22d 1723.

A BILL intituled *an Act directing the Tryal of Slaves committing Capital Crimes & for the more effectual puniſhing conſpiracies and Inſurrections of them and for the better Government of Negros Mulattos and Indians bond or free* was read the third time

Reſolved That the Bill do paſs.

Ordered

That the Committee for propoſitions and Grievances do carry the Bill to the Council for their Concurrence

A Bill for veſting the ffee Simple Eſtate of certain Intaled lands in *Peirce Buttler* and *Paulin Anderſon* and for veſting other Lands therein Mentioned in *Robt Stubblefield* in

in fleetail was read a fecond time and Several amendments were propofed to the faid Bill and agreed unto by the Houfe

Ordered

That the Bill with the Amendments be Ingroffed

Then the Houfe Adjorned till to morrow Morning Eleven a Clock

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Thurfday May the 23^{d} 1723.

MR *Randolph* reported from the Committee of Privileges and elections That the faid Committee had had under their conſideration the matter of the petition of Divers Inhabitants of the County of *Effex* complaining of great Severities Exercifed by Col^{o} *Jofeph Smith* in Levying of fines upon orders of a Court Marfhal and he read the report in his place & afterwards delivered it in at the Table where the fame was read and is as follows.

This Committee having had under their Conſideration the petition of Several Inhabitants of the County of *Effex* complaining of great Severities Exercifed by Col^{o} *Joseph Smith* in Levying of Fines upon orders of a Court Marfhal Are of Opinion that the matter complained of relateing to the Severity of Levying the fines is True But that thofe Fines are yet in the hands of the fheriffs of that County and have not been converted to the ufe of the Militia Officers as the petitioners have fuggefted

It Appears to this Committee That upon a petition of the like nature the Houfe of Burgeffes on the first of *June* 1722 Addreffed the late Governor That he would be pleafed to inquire into the procedings of that Court and that he would remit the fines impofed on fuch perfons who had not Offended in Contempt of the Authority of Government and alfo that he would fhew his diflike and Difcountenance fuch p^{r}ſons who had Acted contrary to the True intent of the Law to which Addrefs the Governor was pleafed to give this anfwer

I will inquire into the procedings of the *Effex* Court Marfhal and if I find them unwarrantable I fhall immediately withdraw my Commiffion from fuch Officers as may appear to be the Tranfgreffors But however matters may be proved feeing the Houfe is pleafed to favour the cafe of the petitioners I will fhew them all the Lenity that is now Defired even tho' I extend towards them more than I think they deferve.

It alfo appears to this Committee that in a few weeks after y^{e} prorogation of that General Affembly The Then Governor undertook his Voiage to *new York* in order to Negotiate a peace with the Northern Indians and that before his return the prefent Governor was Settled here for which reafon we are of Opinion the petitioners were not redreffed

Ordered

That an Addrefs be made to the Governor that he will be pleafed to relieve the perfons grieved by the levying of the faid fines and difcountenance the faid Col^{o} *Joseph Smith* in fuch manner as he fhall think he deferves and that the Committee of Privileges and Elections do prepare and draw up the faid Addrefs.

Ordered

That it be a ftanding Rule of this Houfe that when any perfon or perfons fhall hereafter be fummoned by the fpeakers warrant to appear as wittneffes before the Houfe of Burgeffes or any Committee thereof He fhe or they be not oblidged to Attend purfuant to that Warrant until the party at whofe requeft he fhe or they fhall be fo fummoned to [do] pay or fecure to pay him her or than [them] for his her or their Attendance coming and going as Wittneffes attending the General Court are by Law Allowed.

M^{r} *M^{c}Carty* reported from the Committee to whom the Bill for the Tranfportation of *Dick* and other Negro flaves was Committed Several amendments made to the Bill which

which they had directed him to report to the Houſe and he read the ſaid Amendments in his place and afterwards delivered the Bill with the Amendments in at the Table where the ſaid amendments were read and agreed unto by the Houſe

Ordered

That the Bill with the Amendments be Ingroſſed

A Bill intituled *an Act for vẽſting the ffeeſimple Eſtate of Certain intailed Lands in* Peirce Buttler *and* Paulin Anderſon *and for veſting other Lands therein Mentioned in* Robt Stubblefield *in feetail* was read the Third time.

Reſolved

That the Bill do paſs

Ordered

That Mr *Braxton* Mr *Willis* Mr *Johnſon* and Mr *Cook* do carry the Bill to the Council for their Concurrence.

A Petition of the Inhabitants and ffreeholders of the City of *Williamſburgh* whoſe names are thereunto Subſcribed was preſented to the Houſe and read praying that the Juriſdiction of the Court of Huſtings of the ſaid City may be inlarged

Ordered

That the ſaid petition do ly upon the Table.

Ordered

That a Committee be Appointed to paſs the Treaſurs Accounts and to report the Ballance as the ſame ſhall appear to them, and it is referred to Mr *Harriſon* and Mr *Blair*

The Orders of the day being read

Reſolved

That the Houſe will on *Tueſday* next reſolve it ſelf into a Comittee of the whole Houſe to Conſider further of the Governors Speech—

Then the Houſe Adjorned till to morrow morning Eleven a Clock.

Fryday May the 24th 1723

A PETITON of *John Randolph* praying to be Allowed for ſundry Copies of the Journal & Laws of the laſt ſeſſion of Aſſembly was preſented to the Houſe and read And was Ordered to be referred to the Committee for public Claims

A Bill intituled *an Act for the Tranſportation of* Dick *and other Negro Slaves* was read the Third time

Reſolved. That the Bill do paſs

Ordered

That the Committee for propoſitions and Greivances do carry the Bill to the Council for their Concurrence

Then the Houſe Adjorned till to Morrow Morning Eleven a Clock.—

Saturday May the 25th 1723.

A BILL for the better & more effectual Improving the ſtaple of tobacco was read the first time and Ordered to be read a Second time

An Ingroſſed Bill from the Council Intituled *an Act for the better Securing the payment of Levies & Reſtraint of Vagrant and Idle people and for the more effectual diſcovery and proſecution of perſons haveing Baſtard Children* was read the first time & Ordered to be read a Second time.

Mr *Randolph* reports from the Commnittee appointed to prepare and draw up an Addreſs to the Governor (That he would be pleaſed to relieve the perſons complaining againſt Colo *Joſeph Smith* of his Levying Sundry fines upon them, and to diſcountenance

nance the ſaid *Joſeph Smith* in ſuch manner as he ſhould think he deſerves) That the Committee had agreed upon an Ad'reſs which he read in his place and afterwards delivered in at the Table where the ſame was read.

Ordered

That the ſaid Addreſs be taken into Conſideration on *Monday* next.

Then the Houſe Adjorned till *Monday* morning Eleven a Clock.

Monday May the 27th 1723

MR *Harriſon* Reported that the perſons appointed had according to Order Examined the Treaſurers Accounts and found the ſame truly ſtated and that the Ballance due excluſive of the Sums already appropriated is Nine hundred Twenty ſix pounds nine ſhillings one penny And the ſaid Accounts were paſſed.

Ordered

That Mr *Harriſon* and Mr *Blair* do carry the ſaid Accounts to the Council

The Houſe (according to Order) proceeded to take into Conſideration the Addreſs to the Governor in relation to the Complaint of Sundry Inhabitants of the County of *Eſſex* againſt Colo *Joſeph Smith* and the ſame being read was agreed to with an Amendment and is as follows.

To the Honbl. Hugh Dryſdale *Eſqr. His Majeſties Lieut. Governor & Commander in Chief of* Virginia—

The Humble Addreſs of the Houſe of Burgeſſes

We His Majeſties moſt dutiful and Loial Subjects the Burgeſſes now in Aſſembly humbly take leave to repreſent to your Honor That Several of the Inhabitants of the County of *Eſſex* by their petition to us have complained of great Severities exerciſed on them by Colo *Joſeph Smith* in levying fines upon Orders of a Court Marſhal held in that County The Matter of which Complaint being Examined into appears to us to be True and thoſe ffines not being yet appropriated We humbly preſume that they be diſpoſed of in ſuch manner as you ſhall See fit.

Therefore in regard to the ſevere Treatment thoſe perſons have met with We humbly beſeech you That you will be pleaſed to relieve them and diſcountenance the ſaid *Joſeph Smith* in ſuch manner as you ſhall think proper.

Ordered

That the Committe of Privileges and Elections do preſent the ſaid Addreſs.

Then the Houſe Adjorned till to Morrow morning Eleven a Clock

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Tueſday May 28th 1723.

THE ſeveral petitions following *Viz*t.

A Petition of the Veſtry of the pariſh of *James City* in behalf of themſelves & the reſt of the Inhabitants of the ſaid Pariſh praying the ſame may be inlarged alſo

A Petition of Sundry Inhabitants & freeholders of that part of *Wilmington* pariſh which lieth below *Hooker*'s Mill praying that that part of the ſaid pariſh may be Added to the pariſh of *James City*.

were Referred from the Governor & Council to the Houſe and were read.—And

The Several petitions following *Viz*t.

A Petition of the Freeholders & principal Inhabitants of that part of *Wilmington* Pariſh which lieth on the North ſide *Chicohominy* river above *Diaſcum* Creek in *James City* County praying that That part of the ſaid pariſh may be United to the pariſh of St. *Peter*'s in the County of *New Kent*.

Alſo

Alſo

A Petition of the ffreeholders and Inhabitants of that part of *Wilmington* pariſh which lieth on the South ſide of *Chicohominy* River in the County of *Charles City* praying that the ſaid pariſh may be diſolved.

Were preſented to the Houſe and read

Ordered

That a Committee be appointed to Examin the Matter of the ſaid petitions and to report the ſame with their Opinion thereupon to the Houſe, and it is refered to

Mr *Clayton*

Mr *Blair*.....Mr *Maſſie*
Mr *Jne. Thorton*.....Mr *Stith*
Mr *Broadnax*.....Mr *Harwood*

And they are to meet to morrow Morning in the Chamber appointed for the Committee for public Claims and are impowered to Sit from day to day and to ſend for perſons papers & Records for their Information

A Meſſage from the Council That they have paſſed a Bill Intituled *an Act for the Tranſportation of* Dick *and other Negro Slaves.*

And alſo a Bill intituled *an Act for veſting the Fee Simple Eſtate of Certain Intailed Lands in* Pierce Buttler *and* Paulin Anderſon *And for veſting other Lands therein Mentioned in* Robert Stubblefield *in fee tail* without Amendments

The Several Petitions following *Vizt.*

A Petition of Sundry Inhabitants of the upper part of the County of *James City*

A petition of Sundry Inhabitants of the Lower part of the ſaid County

A petition of Sundry Inhabitants of the Lower part of the County of *New Kent* And

A petition of Sundry Inhabitants of the upper part of the County of *York* complaining of the inconvenient Length & Situation of the ſaid Counties and praying the ſame may be conveniently Divided—Alſo

A petition of Sundry Inhabitants of the County of *Warwick* complaining of the ſmallneſs of the ſaid County & praying that the ſame may be diſolved, Alſo

A petition of Sundry other Inhabitants of the ſaid County praying that the ſaid County may ſtand as it is. Alſo

A petition of Sundry Freeholders and Principal Inhabitants of the County of *York* praying That all propoſals for altering the Bounds of the ſaid County may be rejected, Alſo

A Petition of Sundry Inhabitants of the Lower part of the County of *New Kent* praying that the ſaid County may Continue as it is Were preſented to the Houſe and read

Reſolved

That the ſaid Petitions be rejected

Mr. *Randolph* acquainted the Houſe that the Addreſs to the Governor deſireing him to Relieve the Several perſons complaining againſt Colo *Joſeph Smith* and to diſcountenance him for his procedings had been preſented And that the Governor was pleaſed to ſay. He would take care to redreſs the Grievances of thoſe perſons injured by Colo *Joſeph Smith* and would diſcountenance him as well as all other perſons that ſhall preſume to extend their Commands beyond the Limits of the Law.

An Ingroſſed Bill from the Council Intituled *an Act for the better ſecuring the payment of Levies & Reſtraint of Vagrant and Idle people and for the more effectual diſcovery & proſecution of perſons haveing Baſtard Children* was read the Second time

Reſolved

That the ſaid Bill be committed to the Committee for propoſitions and Grievances.

A Bill for the better and more effectual Improveing the Staple of Tobacco was read the ſecond time and Comitted

Reſolved

Reſolved

That this Houſe will to Morrow Reſolve it Self into a Committee of the whole Houſe to Conſider further of the Governors Speech.

Then the Houſe Adjorned till to morrow morning Eleven a Clock

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Wedneſday May the 29th 1723.

A PETITION of *Sarah Brechin* was preſented to the Houſe & read praying that leave may be given to bring in a Bill for veſting the Fee ſimple Eſtate of Two hundred Acres of Land whereof ſhe is Seized in feetail in *Wm Merriwether* of the County of *New Kent* Gent. and for veſting five Negros of the ſaid *Wm Merriwethers* of greater Value in the ſaid *Sarah* in feetail according to an Agreement between them

Ordered

That the ſaid petition be refered to the Conſideration of a Committee and that they do examin the matter thereof and report the ſame as it ſhall appear to them to the Houſe

And a Committee was appointed Accordingly

The Houſe (according to Order) reſolved itſelf into a Committee of the whole Houſe to Conſider further of the Governors Speech & after ſome time ſpent therein Mr *Speaker* reſumed the Chair and Mr *Randolph* reported from the Committee That they had gone thro' the Governors Speech and were come to ſeveral reſolutions thereon which they had directed him to report to the Houſe, And he read the report in his place and afterwards delivered it in at the Table where the ſame was read.

Ordered

That the ſaid report be taken into Conſideration to morrow.

Then the Houſe Adjorned till tomorrow Morning Eleven a Clock

Thurſday May the 30th 1723.

A WRITTEN Meſſage from the Governor was delivered by Mr *Robertſon* as follows—

Mr Speaker and Gentlemen of the Houſe of Burgeſſes

His Majeſtie having been pleaſed to Tranſmit hither An Additional Inſtruction relating to the Trade & Shiping of *Great Brittain* and haveing commanded me to Communicate the ſame to the Aſſembly I Judge it therefore neceſſary at this your firſt ſeſſion to ſend you a Copy of that Inſtruction not doubting you will readily conform to his Majeſties pleaſure ſignified therein.—

Hugh Dryſdale

And the ſaid Inſtruction was Read,

Mr *Harriſon* reported from the Committee for public Claims That the ſaid Committee had had under their Conſideration All the public Claims of the Country and had agreed upon a report which they had entered in a book and he delivered the ſame in at the Table.

Ordered

That the ſaid Book do ly upon the Table.

Mr *William Robinſon* reported from the Committee appointed to Examine the Matter of the petition of *John Fox* That the ſaid Committee had had the ſame under their Conſideration and that the ſaid *Fox* had fully proved the Allegations of his ſaid petition

Ordered

That leave be given to bring in a Bill for confirming the Title of the ſaid *John Fox* to Seven hundred and fifty Acres of Land in the County of *King William* formerly purchaſed of the *Pamunkey* Indians and that Mr *William Robinſon* Mr *Merriwether* & Mr *Eſcridge* do prepare and bring in the ſame.

Mr

Mr *McCarty* reported from the committee to whom the Bill for the better and more Effectual Improving the ſtaple of Tobacco was Committed, Several amendments made to the Bill which they had directed him to report to the Houſe And he read the Amendments in his place and afterwards delivered the Bill with the Amendments in at the Table where the Amendments were read.

Ordered That the ſaid Amendments be taken into Conſideration tomorrow.

Mr. *McCarty* alſo reported from the Committee to whom the Bill ſent from the Council Intituled *an Act for the better Secureing the payment of Levies & Reſtraint of Vagrant and Idle people and for the more effectual diſcovery and proſecution of perſons having Baſtard Children* was Committed Several Amendments agreed upon by the Committee which he read in his place and afterwards delivered the Bill with the Amendments in at the table where the ſaid Amendments were read and agreed to

Ordered

That the Bill with the Amendments be read a third time

And the ſaid Bill with the Amendments was read the Third time

Reſolved

That the Bill with the Amendments do paſs and

Ordered

That a Committee for propoſitions and Greivances do carry back the ſaid Bill with the Amendments to the Council for their Concurrence.

Mr *John Thornton* Reported from the Committee appointed to Examin the matter of the petition of *Sarah Brechin* that the ſaid Committee had had the ſame under their Conſideration and that the Allegations of the ſaid petition had been fully proved to them

Ordered

That Leave be given to bring in a Bill for veſting the ffee ſimple Eſtate of 200 Acres of Land in the County of *Hanover* whereof the ſaid *Sarah Brechin* is Seized in ffee tail in *Wm Merriwether* of the County of *New Kent* Gent. And for veſting five Negros of the ſaid *William* of greater value in the ſaid *Sarah* in ffee tail And that Mr. *Jno. Thorton*, Mr *Maſſie*, Mr *Harris*, Mr *Aylett* & Mr *Whitehead* do prepare and bring in the ſaid Bill.

Ordered

That the Conſideration of the report of the Comittee of the whole houſe made upon the further Conſideration of the Governors Speech be Adjorned till to morrow.

Then the Houſe Adjorned till to morrow morning eleven of the Clock.

Fryday May the 31° 1723.

ORDERED That Mr *Crafford* have leave to be Abſent till *wedneſday* next.

The Houſe (According to Order) proceded to take into Conſideration the Amendments made to the Bill for the better and more effectual Improving the ſtaple of Tobacco and the ſaid amendments were read and (with an Amendment) agreed to and other Amendments were made to the ſaid Bill at the Table.

Ordered

That the Bill with the Amendments be Ingroſſed.

The Houſe (according to Order) proceded to take into Conſideration the Reſolutions of the Comittee of the whole Houſe upon the further Conſideration of the Governors Speech and the ſame being read were agreed to by the Houſe with ſome Amendments as follows

Reſolved

That a Duty be laid on Liquors and ſlaves Imported.

Reſolved

That the Duties be as follow, To wit, On Rum, Brandy and other diſtilled Spirits and on Wine, four pence, a Gallon, On Cyder bear and Ale one Penny a Gallon, On Slaves Fourty ſhillings each ſlave.

Reſolved

Reſolved

That all the Liquors imported in Veſſels ſolely belonging to the Inhabitants of this Country ſhall be liable to no more than half the Duties aforementioned

Reſolved

That when any perſon ſhall pay the duties aforeſaid with money of his own Importation a Diſcount of fifteen ℔ Cent. ſhall be Allowed him on all Duties ſo paid.

Ordered

That the Committee for propoſitions and Greivances do prepare and bring in a Bill purſuant to the ſaid Reſolutions

Then the Houſe Adjorned till to Morrow morning Eleven a Clock.

Saturday June the 1° 1723

A BILL intituled *an Act for the better and more effectual Improveing the ſtaple of Tobacco* was read the Third time and ſome amendments being made at the Table

Reſolved. That the Bill do paſs—

Ordered

That the Committee for propoſitions and Greivances do carry the Bill to the Council for their Concurrence.

A Written Meſſage from the Governor was delivered by Mr *Robertſon*, as follows

Mr. Speaker and Gentn of the Houſe of Burgeſſes.

Upon Examination of the Arms in the Magazine and Governors Houſe I find great part of them very much out of Repair And in the Condition they now are Unfit for Service

As theſe Arms were at firſt given by the Crown for the defence of the Country and are Lodged there to be ready on any Suddain Emergency You will I hope concur with me in Opinion That they be made fit for public Service at the publick Charge And as I have cauſed a Survey of them to be made I Judge the ſum neceſſary for this purpoſe (as near as it can be Computed) may Amount to One hundred pounds And that no further Charge may Accrue on this Account I have a propoſal from a perſon able to give £ 2000. Security to keep them in good Order hereafter for the Annual Salary now eſtabliſhed on the Armourer and keeper of ye Magazine

This Expence being ſo neceſſary for the public ſafety I doubt not you will Chearfully come into it eſpecially when you conſider how great a Charge has lately been defrayed out of the King's Revenue for Batteries to defend your Rivers and how much ſuch a Supply of Serviceable Arms is wanting to fit out your Militia whenever they ſhall be called together for the defence of the Country

Hugh Dryſdale

Reſolved

That this Houſe will take the ſaid Meſſage into Conſideration on *Tueſday* next.

A Meſſage from the Council that they have agreed to all the Amendments made by the Houſe to the Bill ſent down from them Intituled *An Act for the better Secureing the payment of Levies and Reſtraint of Vagrant and Idle people and for the more Effectual Diſcovery and proſecution of Perſons haveing Baſtard Children* Except the firſt from which they deſire the Houſe to recede.

Reſolved. That this Houſe doth agree to leave out the ſaid Amendment.

Ordered.

That a meſſage be ſent to the Council to Acquaint them that this Houſe hath agreed to leave out their Amendment (to which the Council have not agreed) to the ſaid Bill and that the Committee for propoſitions and Greivances do go up with the Meſſage.

A Complaint being made by Mr *Mathew Kemp* a Member of this Houſe of a breach of privilege committed againſt him by One *William Hopkins* in uttering in a public

Company

Company ſeveral rude Contemptious and undecent Expreſſions concerning the ſaid Mr *Kemp*'s Conduct in the Houſe.

Ordered.

That the ſaid *William Hopkins* be ſent for in Cuſtody of a Meſſenger Attending this Houſe to anſwer at the bar of the Houſe his breach of privilege in Uttering ſeveral rude Contemptious and Undecent Expreſſions concerning the ſaid Mr *Kemp's* Conduct in this Houſe.

Mr *John Thorton* (According to Order) preſented a Bill for veſting the ffee ſimple Eſtate of certain intailed Lands in *Wm Merriwether* Gentn and for Veſting five Negro Slaves therein Mentioned in *Sarah Brechin* & the heirs of her body which was read the firſt time & ordered to be read a Second time.

Then the Houſe Adjorned till *Monday* morning Eleven a Clock.

Monday June the 3d 1723

MR *William Robinſon* (According to Order) preſented a Bill for Confirming the Title of *John Fox* Gent. to Certain Lands formerly purchaſed of the *Pamunky* Indians which was read the firſt time and ordered to be read a Second time

A Bill for veſting the ffee ſimple Eſtate of certain untailed Lands in *Wm Merriwether* Gent. and for veſting five Negro Slaves therein Mentioned in *Sarah Brechin* and the heirs of her body was read the Second time and an Amendment being made at the Table

Ordered

That the Bill with the Amendment be Ingroſſed.

Ordered

That a Bill be brought in for Reviving the Act (made in the fourth Year of the Reign of the Late Queen *Anne*) for Security & Defence of the Country in times of Danger and that the Committee for propoſitions and Greivances do prepare and bring in the ſaid Bill.

Then the Houſe Adjorned till to Morrow morning Eleven a Clock.

Tueſday June the 4th 1723.

A BILL for the Settling and better Regulation of the Militia was read the firſt time and ordered to be read a Second time.

The Houſe (According to Order) proceded to take into Conſideration the Governors written Meſſage relating to the Arms in the Magazine and Governors Houſe and the ſame being read

Reſolved

That the ſum of One hundred pounds out of the public money in the hands of the Treaſurer be paid to the Governor to be Employed in repairing the Arms in the Magazine and Governors houſe—

Ordered

That the Committee for propoſitions and Greivances do prepare and draw up an Anſwer to the ſaid Meſſage

A Bill for confirming the Title of *John Fox* Gent to certain Lands formerly purchaſed of the *Pamunky* Indians was read the Second time

Ordered

That the Bill be Ingroſſed

A Bill intituled *an Act for veſting the fee ſimple Eſtate of certain Intailed Lands in* Wm Merriwether *Gent and for Veſting five Negro ſlaves therein Mentioned in* Sarah Brechin *and the heirs of her body* was read was read the Third time.

Reſolved

Reſolved

That the Bill do paſs.

Ordered

That the Committee who prepared the ſaid Bill do carry the ſame to the Council for their Concurrence

Ordered

That leave be given to bring in a Bill for inlargeing the Juriſdiction of the Court of Huſtings in the City of *Wmſburgh* within the Limitts of the ſaid City and that Mr *Clayton* and Mr *Blair* prepare and bring in the ſame.

Then the Houſe Adjorned till to morrow Morning Eleven a Clock—

Wedneſday June the 5th 1723.

A MESSAGE from the Council that they have made ſome Amendments to the Bill intituled *An Act directing the Tryal of Slaves committing Capital Crimes and for the more Effectual puniſhing conſpiracies and Inſurrections of them and for the better Government of Negros Mulattos and Indians bond or free* to which they deſire the Concurrence of this Houſe

The petitions of Sundry Inhabitants of the pariſh of *Wilmington* in the Counties of *Charles City* and *James City* whoſe names are thereunto Subſcribed were preſented to the Houſe and read praying the ſaid pariſh may not be Divided or diſolved.

Ordered

That the ſaid petitions be referred to the Conſideration of the Committee to whom the petitions of divers other Inhabitants of the ſaid pariſh and the pariſh of *James City* are referred.

A Paper ſubſcribed by divers other Inhabitants of the ſaid pariſh of *Wilmington* was alſo preſented to the Houſe and Read—Setting forth how much they are diſſatisfied with the propoſals for dividing or Diſſolving the ſaid pariſh—

Reſolved

That it is the Opinion of the Houſe that the ſaid paper is drawn up in terms very rude and undecent. And

Ordered.

That the ſame be torn & Thrown under the Table.—

A Bill for Laying a Duty on Liquors and ſlaves was read the firſt time and ordered to be read a Second time.

A Bill for reviving the Act intituled *an Act for Security and defence of the Country in times of Danger* was read the firſt time and ordered to be Read a Second time.

A Petition of the keepers of the Ferry over *James* River at *James Town* and *Swans* Point was preſented to the Houſe and read praying That the price for the Ferriage of a man and a horſe may be raiſed to three bitts.

Reſolved

That the ſaid petition be rejected.

A Bill intituled *an Act for Confirming the Title of* John Fox *to certain Lands formerly purchaſed of the* Pamunkey *Indians* was read the Third time and an Amendment being made at the table.

Reſolved

That the Bill do paſs

Ordered

That the Committee who prepared the ſaid Bill do carry the ſame to the Council for their Concurrence.

The Houſe proceded to take into Conſideration the Book of Claims and part thereof being read and agreed to

Ordered

Ordered

That the further Conſideration thereof be Adjorned

Then the Houſe Adjorned till to morrow Morning Eleven a Clock.—

Thurſday June the 6th 1723.

MR *McCarty* reported from the Comittee to whom it was referred to prepare and draw up an Anſwer to the Governors written Meſſage of the Firſt Inſtant An Anſwer drawn up in form of an Addreſs by the Committee which he read in his place and afterwards delivered it in at the Table where it was read and agreed to and is as follows.

To the Honble Hugh Dryſdale *his Majeſtie's Lieut. Governr. of* Virginia,

May it pleaſe yor. Honr.

The Burgeſſes having taken into Conſideration your Honours Meſſage of the firſt inſtant humbly beg leave to return Your Honour the thanks of this Houſe for the care you have been pleaſed to take in Inſpecting the Arms in your Houſe & the Magazines.

And as we are Satisfied thoſe Arms cannot be of Service in the Condition they now are We have unanimouſly reſolved to give the Sum of One Hundred pounds to be laid out in putting them in putting them into repair in ſuch manner as to your Honour ſhall Seem proper not in the leaſt doubting you will give ſuch direction for the Ordering thoſe Arms as may render them Uſefull for the Service of the Country.

Ordered

That the ſaid Addreſs be fairly Tranſcribed and preſented by the Committee for propoſitions and greivances

The Houſe proceded to take into Conſideration the Amendments made by the Council to the Bill intituled *an Act directing the Tryal of Slaves Committing Capital Crimes and for the more effectual punijhing Conſpiracies and Inſurrections of them and for the better Government of Negros Mulatto's and Indians bond and free* And the ſaid Amendments being ſeveraly read ſome of them were agreed to and ſome diſagreed to by the Houſe.

Ordered

That a Meſſage be ſent to the Council to deſire them to paſs the ſaid Bill with the Amendments Agreed to by this Houſe and that the Committee for propoſitions and Greivances do go up with the Meſſage

A Bill for the Settling and better regulation of the Militia was read the Second time and Committed

A Bill for Laying a duty on Liquors and Slaves was read the Second time.

Ordered

That the Bill be Ingroſſed.

A Bill for reviving the Act intituled *an Act for Security and defence of the Country in times of Danger* was read the Second time

Ordered

That the Bill be Ingroſſed.

Then the Houſe Adjorned till to morrow morning Eleven a Clock—

Fryday June the 7th 1723.

THE Houſe being acquainted That Mr *William Hopkins* attended at the door in Cuſtody of Meſſenger to Anſwer His Breach of Privilege againſt Mr *Kemp* a Member of this Houſe in uttering Several rude contemptuous and undecend Expreſſions concerning Mr *Kemp*s Conduct in this Houſe.

He was called in to the bar and being by the Speaker Acquainted with the Compiaint againſt him he ſaid he could give no particular Anſwer to ſo general a Charge and unleſs he

he knew the words which he was Charged with Speaking did not know whether he was rightly Accuſed or not But when he ſhould know the particular matter whereof he was Accuſed he did not Doubt Juſtifying himſelf, and then withdrew

Reſolved

That this Houſe is Satisfied that the ſaid *Wm Hopkins* is Guilty of the ſaid Breach of Privilege

And he was again called in to the bar and ſtanding in an Inſolent poſture was ordered to withdraw And did withdraw Accordingly.

Ordered

That the ſaid *William Hopkins* be brought to the bar and that he there upon his knees acknowledge his Offence and ask pardon of this Houſe and Mr *Kemp* for his ſaid Breach of privilege And to the end his ſubmiſſion may be public

Ordered

That the Doors be Opened

And he was accordingly brought to the Bar and being acquainted by the Speaker with the Order of the Houſe Refuſed to make any ſuch Acknowledgment or to ask pardon & withdrew.

Ordered

That the ſaid *Wm Hopkins* remain in Cuſtody of the Meſſenger until further Order

A Meſſage from the Council that they have made ſome Amendments to the Bill intituled *an Act for the better and more Effectual Improving the ſtaple of Tobacco* to which they deſire the Concurrence of this Houſe

And that they have paſſed a Bill Intituled *an Act for veſting the Fee ſimple Eſtate of certain intailed lands in* Wm Merriwether *Gent. and for veſting five negro Slaves therein Mentioned in* Sarah Brechin *and the Heirs of her Body* without Amendments.

A Bill for dividing the pariſh of St *Stephens* in the County of *King* and *Queen* was read the firſt time and ordered to be read a Second time

Mr *McCarty* reported from the Committee to whom the Bill for the better Settling and Regulation of the Militia was committed Several amendments made to the Bill which they had directed him to report to the Houſe And he read the Amendments in his place and afterwards delivered the Bill with the Amendments in at the Table where the ſaid Amendments were read and (with an Amendment) agreed to by the Houſe

Ordered

That the Bill with the Amendment be Ingroſſed.

The Houſe proceded to the Conſideration of the Book of Claims and the ſame being read thro' was agreed to.

Then the Houſe adjorned till to morrow morning Eleven a Clock.

Saturday June the 8th 1723.

A BILL intituled *an Act for Levying a Duty on Liquors & Slaves* was read the Third time.

Reſolved

That the Bill do paſs.

Ordered

That the Committee for propoſitions and Greivancies do carry the Bill to the Council for their Concurrence

A Meſſage from the Council that they have paſſed the Bill intituled *an Act for confirming the Title of* John Fox *Gent to certain Lands formerly purchaſed of the* Pamunky *Indians* without any Amendments.

The Houſe upon a Motion [took] into Conſideration the Inſolent Behaviour of Wm *Hopkins* at the bar of the Houſe and his Contempt of the Authority of the Houſe Yeſterday.

Ordered

Ordered

That the ſaid *Wm Hopkins* be led thro' the Town in Cuſtody of the Meſſenger by the Door Keepers of this Houſe Attended by the Conſtables of the Town, from the Capitol Gate to the College Gate and back again with an Inſcripſion in great Letters pind upon his Breaſt in the following words ["For Inſolent Behaviour at the Bar of the Houſe of Burgeſſes when he was there as an Offender and with obſtinacy and Contempt diſobeying their Order"] And in caſe he ſhall refuſe to walk that he be Tied to a Cart and Drawn thro the Town, And that he be afterwards committed to the public Goal in *Willmſburgh* The Keeper whereof is hereby required to receive and there ſafely to keep him during the pleaſure of this Houſe.

Ordered

That Mr *Francis Thornton* have leave to go home for recovery of his Health.

A Bill intituled *an Act for reviving an Act Intituled an Act for Security and defence of the Country in times of Danger* was read the Third time

Reſolved

That the Bill do paſs.

Ordered

That the Committee for propoſitions and Greivances do carry the Bill to the Council for their Concurrence.

Ordered

That the Bill for dividing the pariſh of St *S[t]ephens* in the County of *King* and *Queen* be read a Second time on *Tueſday* next.

A Motion being made in behalf of *Wm Hopkins* that he may have leave to petition this Houſe for a Mitigation of his puniſhment and the Queſtion being put

Reſolved in the affirmative and

A Petition of the ſaid *Wm Hopkins* was brought up to the table and read, Expreſſing his ſorrow for his Offence and praying to be Admitted to Undergo the Cenſure of the Houſe according to the order of Yeſterday

Ordered

That the ſaid petition be taken into Conſideration on *Monday* next

Then the Houſe Adjorned till *Monday* Morning Eleven a Clock—

Monday June the 10th 1723.

A PETITION of *Wm Hopkins* was preſented to this Houſe and read Expreſſing his Sorrow for the Offence he had given the Houſe and praying the mercy of the Houſe towards him

Ordered

That the ſaid *Wm Hopkins* be immediately brought to the bar of the Houſe.

The Houſe proceded to take into Conſideration the Amendments made by the Council to the Bill intituled *an Act for the better and more Effectual Improving the ſtaple of Tobacco* which were Severally read and ſome of the ſaid Amendments were agreed to without, and ſome with Amendments, and ſome were diſagreed to by the Houſe

Ordered

That a Meſſage be ſent to the Council to deſire them to paſs the ſaid Bill with the ſaid Amendments as the ſame are agreed to by this Houſe and that the Committee for propoſitions and Greivances do go up with the Meſſage.

The doors being opened Mr *Wm Hopkins* was brought to the bar and being upon his knees was told by the Speaker that the Houſe, notwithſtanding his former behaviour was diſpoſed to remit part of his puniſhment Upon his Acknowledging his Offence & asking pardon in that poſture in ſuch words as were by direction of the Houſe drawn up which he did as follows

Mr *Speaker*

I do acknowledge I did behave myſelf rudely to Mr *Kemp* one of the Members of this Houſe for which I did Juſtly incurr the Diſpleaſure of the Houſe I do alſo Acknowledge

edge that at the bar of this Houſe my Conduct was undecent obſtinate and Inſolent whereby I have much Added to my firſt Offence and do deſerve ſevere correction and am very thankfull for the favorable Mitigation of my Juſt puniſhment.

I am heartily ſorry for this my raſh undecent and Obſtinate behaviour I do ſincerely beg pardon of Mr. *Kemp* for my Offence towards him and of the whole houſe for the very great Trouble & Offence I have given them And I do faithfully promiſe you Mr *Speaker* and this whole Houſe That I will from this time carefully ſhew a decent Reſpect to every member of this Houſe and do earneſtly intreat their good will.

Then the ſaid *Wm Hopkins* was ordered to be diſcharged out of Cuſtody paying ffees.

Mr *Kemp* acquainted the Houſe he had ſome propoſals to make touching the payment of all Debts Salaries and ffees payable in Tobacco and for diſpoſing of the ſum of £4,000. part of a greater Sum appropriated by Act of Aſſembly made at the laſt ſeſſions for encouraging the makeing tar & hemp in Arming the Militia, And that he he had Committed ſome things which Occurred to his thoughts upon theſe heads to writeing which he prayed might be received and the ſame was brought up to the table and read.

Ordered

That the ſame do ly upon the Table.

Then the Houſe Adjorned till to morrow morning Eleven a Clock.

Tueſday June the 11th 1723.

A MESSAGE from the Council that they Inſiſt upon their Amendments to the Bill Intituled *an Act for the Tryal of Slaves Committing Capital Crimes and for the more Effectual puniſhing Conſpiracies and Inſurrections of them and for the better Government of Negros Mulattos and Indians bond or free* which were diſagreed to by this Houſe and that they deſire this Houſe to recede from their diſagreement and to paſs the Bill as amended.

And the Queſtion being put for receding from the diſagreement to the ſaid amendments.

It paſſed in the Negative

Ordered

That a further Meſſage be ſent to the Council to deſire them to paſs the Bill without thoſe Amendments and that the Committee for propoſitions and Greivancies do go up with the ſaid Meſſage

A Bill for dividing the pariſh of St. *Stephens* in the County of *King* and *Queen* was read the Second time

Ordered

That the Bill be Ingroſſed

A Bill intituled *an Act for the Settling and better Regulation of the Militia* was read the Third time and an Amendment being made at the table

Reſolved

That the Bill do paſs

Ordered

That the Committee for propoſitions and Greivancies do carry the Bill to the Council for their Concurrence.

Ordered

That the ſeveral ſums following be paid of the public money in the hands of the Treaſurer to the reſpective Officers of this Aſſembly.

To Mr. *Jno Randolph* Clerc of the Houſe of Burgeſſes for a Copy of the Journal of this Seſſion delivered to the Speaker..... £2 .. 10 .. —

To the ſaid *Jno. Randolph* for his Service in the ſaid Office this Seſſion.. 100 .. 0 .. —

To Mr. *Wm Robertſon* Clerc of the General Aſſembly for his Service this Seſſion..... 50 .. 0 .. —

To

To Mr. *Godfrey Pole* Clerc of the Committee for propoſitions and Greivances..... 40 .. 0 .. —
To Mr. *Miles Cary* Junr Clerc of the Committee for public Claims..... 40 .. 0 .. —
To Mr. *LeNeve* Chaplain to the Houſe..... 20 .. 0 .. —
To *James Shields* Meſſenger..... 16 .. 0 .. —
To Mr. *Richard Hickman* for the Doorkeeper of the Council..... 10 .. 0 .. —
To *James Haffel*, *Nicholas Wager*, *Robt. Dyer* & *Wm ffrancis* Doorkeepers. £7 .. 10 .. — each..... 30 .. 0 .. —

Ordered

That the ſaid Allowances be Added to the book of Claims & that the Committee for public Claims do carry the ſame to the Council for their Concurrence.

A petition of *John Bruſh* being referred from the Governor & Council was read praying ſome Allowance for a Hurt received by firing the Great Guns on the Anniverſary of his Majeſties Birth day.

Reſolved

That the ſame be rejected

Then the Houſe Adjorned till to Morrow Morning Eleven a Clock.—

Wedneſday June the 12th 1723

ORDERED

That Mr *John Holloway* and Mr *John Clayton* who have the care of Repairing the Capitol do cauſe all the windows in the Chambers upon the firſt and Second floor of the Capitol to be made to run with Leads and that the Charge thereof be paid of the public money now in the hands of *Peter Beverley* Eſqr. Treaſurer of *Virginia*—

Ordered

That Mr *Blair* and Mr *Merriwether* do carry the Order to the Council for their Concurrence

Mr. *Clayton* reports from the Committee to whom the Several petitions relateing to the Dividing & Diſſolving the pariſh of *Wilmington* in the Counties of *Charles City* & *James City* was referred the Matter as it appeared to the ſaid Committee

Ordered

That leave be given to bring in a Bill for diſſolving the ſaid pariſh of *Wilmington* and for uniting the ſame to the pariſhes of *James City*, *Bliſland*, St. *Peters* and *Weſtover* in ye Counties of *James City New Kent*, & *Charles City* And that the ſaid Committee do prepare and bring in the ſaid Bill

Mr. *McCarty* reports from the Committee for propoſitions & Greivances that the ſaid Committee had had under their Conſideration ſeveral propoſitions and Greivances and had agreed upon a report which he read in his place and afterwards delivered in at the Table where the ſame was read and is as follows.—*Viz*t.

Upon Conſideration of the Several propoſitions from *Accomack* County That perſons being Sumoned as wittneſſes before a Single Juſtice may be paid by the parties caſt and that every County on the public Charge may bear their own Expence.

Reſolved

That the ſaid propoſitions be rejected

On Conſideration of the Several Grievances from *King William* and *Accomack* Counties complaining of many hardſhips in the Tobacco Law made laſt Year and praying the ſame may be amended or repealed.

Reſolved

That the ſaid Grievances are provided for by a bill already brought in

On

On conſideration of the Greivance from *King* and *Queen* County and propoſition that all Transfer Tobacco may be received at public Rolling houſes and Weights and Scales be provided by Receivers to be appointed at ſuch Houſes and that all Tobacco Received may be Viewed by them And that ſuch Receivers may give good Security for the True diſcharge of their Truſt and have proper fees allowed them.

Reſolved

That the ſame be rejected

On Conſideration of the propoſitions from the ſaid County That a Law may be made to Encourage the making of Linnen & Cotton Cloath and a reward allowed for every yard thereof to be made And that an Encouragement be given to white perſons importing themſelves hither and for importation of white ſervants

Reſolved

That the ſame be rejected

On conſideration of the propoſition from the ſaid County That a Law may be made to Impower two or more Juſtices in each County to bind out Vagrant and Idle perſons.

Reſolved

That the ſame is ſufficiently provided for in the Bill brought in this Seſſion

On Conſideration of the ſeveral propoſitions from *King* and *Queen* and *Hanover* Counties That a Large Impoſition be Laid on Negros Imported and that a Law be made for laying a Duty on Liquors and Slaves.—

Reſolved

That the ſame are Sufficiently provided for by a Bill brought in this ſeſſions

On Conſideration of the propoſitions from *Middleſex* County that Veſtries may by law be reſtrained from levying more Tobacco than is declared Lawful and that the freeholders of Every pariſh have liberty to Elect ſix honeſt Houſekeepers Yearly to ſit & have equal Voices with the Veſtries in laying the pariſh Levies

Reſolved

That the ſame be rejected

On Conſideration of the propoſition from *Alexander ffarb*'s Clerc for reſtraining and puniſhing Blaſphemous wicked and diſſolute perſons and directing methods therein

Reſolved

That the ſame is already provided for by Law.

Upon Conſideration of the propoſitions from the ſaid *Alexander ffarbes* that no Vagabond Couple be Suffered to Cohabit under Colour of a Marriad State without Exhibiting Credible Teſtimony to Certifie their Marriage and the Lawfullneſs thereof

Reſolved

That the ſame be referred to the Conſideration of the next Seſſion of Aſſembly.

On Conſideration of the propoſition from the ſaid Mr. *ffarbes* That fit perſons only be Allowed to teach in private Schools and that a Method may be preſcribed for Examining Licencing and Overſeeing private School Maſters

Reſolved

That the ſame be rejected

A Conſideration of the Greivance and propoſition from the ſaid Mr. *ffarbes* Complaining of the Extravegant bounds of the two pariſhes in *Surry* Two pariſhes in the *Iſle* of *Wight*, and One pariſh in *Nancemond* Countys ſome of which are Seventy Miles in length and propoſing their bounds may be limitted and that the remote Inhabitants from the Churches already built may be Supplied with ſome ſober Capable perſon to read Divine Service in Such remote parts till their Numbers increaſe to make a Compleate pariſh

Reſolved

That the ſame be rejected

On conſideration of the Greivance and propoſition from the ſaid Mr. *ffarbes* complaining of the hardſhips impoſed by the Collectors of Miniſters Salaries and proposing pariſh Levies may be Tranſported by the people to ſuch certain Convenient places

as

as the Miniſters & Veſtry ſhall appoint And that the ſame may be paid in the Months of *November* and *december* Yearly.

Reſolved

That the ſame be rejected

The ſaid Report being again read was agreed to by the Houſe

A Meſſage from the Council that they deſire a free Conference to Morrow Morning at Eleven a Clock in the Conference Chamber touching the Amendments by them made to the Bill intituled *an Act directing the Tryal of Slaves committing Capital Crimes and for the more Effectual puniſhing Conſpiracies and Inſurrections of them And for the better Goverment of Negros Mulattos and Indians bond or ffree* which this Houſe hath diſagreed to and that they have Appointed three of their Members to be Managers And that they have agreed to leave out all the Amendments by them made to the Bill intituled *an Act for the better and more Effectual Improving the Staple of Tobacco* which are Diſagreed to by this Houſe Except that for ſtriking out the Repealing Clauſe which they do Inſiſt upon And alſo that they have agreed to the Amendments made by this Houſe to their Amendments.

Reſolved

That this Houſe will meet the Council at a free Conference at the time and place Appointed

Ordered

That—Mr. *Clayton*
Mr. *Blair*
Mr. *Braxton*
Mr. *Boush*
Mr. *Gray* &
Mr. *Dangerfield*

Do attend and Manage the Conference.

Ordered

That the ſaid Managers do acquaint the Council that this houſe hath agreed to meet them at a free Conference to morrow at Eleven a Clock in the Conference Chamber.

A Bill intituled *an Act, for dividing the Pariſh of S*t. Stephens *in the County of* King *and* Queen was read the third time and a Blanc in the ſaid Bill being filled up.

Reſolved

That the Bill do paſs

Ordered

That the Committee for propoſitions and Greivances do carry the Bill to the Council for their Concurrence

Reſolved

That this Houſe doth aggree to ſtrike out the repealing Clauſe in the Bill Intituled *an Act for the better and more Effectual Improving the ſtaple of Tobacco.*

Ordered

That a Meſſage be ſent to the Council to Acquaint them that this Houſe hath agreed to ſtrike out the ſaid repealing Clauſe and that the Committee for propoſitions and Greivances do go up with the Meſſage.

Then the Houſe Adjorned till to Morrow Morning Eleven a Clock

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Thurſday June the 13th 1723

MR *Clayton* reports from the ffree Conference had with the Council the ſubſtance of what was delivered at the Conference.

The Houſe took the ſame into Conſideration, And The Queſtion being put that leave be given to propoſe Amendments to the Amendments made by the Council to the Bill intituled *an Act directing the Tryal of Slaves Committing Capital Crimes and for the more effectual puniſhing Conſpiracies and Inſurrections of them and for the Better Goverment of Negros Mullatto's and Indians bond or free.*

Reſolved in the Affirmative

Ordered that the further Conſideration of the ſaid Report be Adjorned till tomorrow.

Reſolved

Reſolved

That the Salaries of the Burgeſſes and all the Charges of this Seſſion of Aſſembly be paid out of the public Money in the hands of *Peter Beverley* Eſq^{r}. Treaſurer at the Rate of 10^{s}. ℔ hundred for Tobacco.

A Bill for Inlarging the Juriſdiction of the Court of Huſtings in the City of *Williamsburgh* within the Limits thereof was read a Second time

Ordered

That the Bill be Ingroſſed

A Bill for diſſolving the pariſh of *Willmington* in the Counties of *James City* & *Charles City* and Adding the ſame to other pariſhes was read the firſt time and Ordered to be read a Second time

Then the Houſe Adjorned till to morrow Morning Eleven a Clock—

Fryday June the 14th 1723.

A WRITTEN Meſſage from the Governor and Council was delivered by M^{r} *Robertſon* as follows

M^{r}. Speaker and Gentlemen of the Houſe of Burgeſſes

A Memorial having been laid before us by *John Carter* Eſq^{r}. Secretary of this Colony Setting forth the Danger to which the Records & papers in his Office are Expoſed by the Damps in that Office Occaſioned for want of Chimneys therein, We think it proper to Signifie to your Houſe That We are of Opinion the Building Chimneys to that and the other Offices kept in the Capitol is Abſolutely neceſſary for the preſervation of the Records and recommend to your Houſe to take proper Meaſures for that purpoſe and for defraying the Neceſſary Charge thereof.

And the ſaid Memorial being read

Reſolved

That M^{r}. *John Holloway* M^{r}. *John Clayton* and *Archibald Blair* be Impowered to agree with workmen to build two ſtacks of Chimneys with two Fire places in each Chimney at the North end of the Capitol And that the Charge thereof be defrayed out of the public Money in the hands of *Peter Beverley* Eſq^{r}.

A Meſſage from the Council That they have paſſed the Bill intituled *an Act for laying a Duty on Liquors and Slaves*—

And Alſo the Bill intituled *an Act for reviving the Act Intituled an Act for Security and Defence of the Country in times of Danger* without any Amendments

Ordered

That a Bill be brought in for appointing the Speaker of this Houſe Treaſurer of the Duties in [on] Liquors and Slaves and that the Committee for propoſitions and Greivances do prepare and bring in the ſame

A petition of *Chichlly Corbin Thacker* was preſented to the Houſe and read praying that his public Claim may be paid in money inſtead of Tobacco. And the ſame was rejected

A Bill for diſſolving the pariſh of *Wilmington* in the Counties of *James City* and *Charles City* and for Adding the ſame to other pariſhes was read the Second time

Ordered

That the Bill be Ingroſſed

A Bill intituled *an Act for Inlargeing the Juriſdiction of the Court of Huſtings in the City of* Williamſburgh *within the Limits thereof* was read the third time

Reſolved

That the Bill do paſs *nemine Contradicente*

Ordered

That M^{r}. *Clayton* and M^{r}. *Blair* do carry the bill to the Council for their Concurrence.

Ordered

Ordered

That the further Conſideration of the Report from the free Conference with the Council be Adjorned till to Morrow Morning

Then the Houſe Adjorned till to Morrow Morning eleven a Clock.

Saturday June the 15th 1723.

ORDERED

That Mr *Aylet* have leave to go home

A Meſſage from the Council that they have made ſome Amendments to the Book of Claims to which they deſire the Concurrence of this Houſe.

An Ingroſſed Bill from the Council intituled *an Act for Remedying divers inconveniences ariſing by the Unſeaſonable ſhiping of Tobacco* was read the firſt time and Ordered to be read a Second time.

The Amendments made by the Council to the Book of Claims being read were agreed to by the Houſe.

Ordered

That a Meſſage be ſent to the Council to Acquaint them that this Houſe hath agreed to the Amendments by them made to the Book of Claims and that the Committee for public Claims go up with the Meſſage.

The Several petitions of *Chichely Corbin Thacker & James Shields* being refered from the Governor and Council were read praying that their public Claims may be paid in money.

Reſolved

That the ſaid petitions be rejected

The Houſe took into Conſideration the report from the Conference with the Council touching their Amendments to the Bill Intituled *an Act directing the Tryal of Slaves committing Capital Crimes and for the more effectual puniſhing conſpiracy and Inſurrections of them and for the Better Government of Negros Mulatto's and Indians bond or free.*

And ſome Amendments to the ſaid Amendments being propoſed were agreed unto by the Houſe

Ordered

That a Meſſage be ſent to the Council to Acquaint them that this Houſe hath made ſome Amendments to their Amendments to the ſaid Bill and to deſire their Concurrence to the ſame And that the perſons who Managed the Conference do go up with the Meſſage.

A Meſſage from the Council that they have paſſed the Bill intituled *an Act for dividing the pariſh of S*t. Stephens *in the County of* King *and* Queen without any Amendment.

And alſo that they have paſſed the book of Claims and obtained the Governors Aſſent to it.

A Bill intituled *an Act for diſſolving the pariſh of* Wilmington *in the County of* James City *and* Charles City *and for Adding the ſame to other pariſhes* was read the Third time

Reſolved

That the Bill do paſs.

Ordered,

That the Committee who prepared the ſaid Bill do carry the ſame to the Council for their Concurrence.

Ordered

That a Committee be appointed to proportion yt public Levy of the following perſons *viz*t.

Mr. *Eſcridge*
Mr. *Ball*
Mr. *Barber &*
Mr. *Joſeph Godwin.*

A Meſſage from the Council that they have agreed to the Amendments made by this Houſe to their Amendments to the Bill intituled *An Act directing the Tryal of Slaves committing capital Crimes, and for the more effectual puniſhing Conſpiracies & Inſurrections of them & for the better Government of Negros Mulatto's & Indians bond or free* And that they have paſſed the Bill as amended

Then the Houſe Adjorned till to *Monday* Morning Eleven a Clock.

Monday June the 17th 1723.

ORDERED

Upon Debate that it be an Inſtruction to the Committee appointed to prepare and bring in a bill for appointing a Treaſurer to bring in a Clauſe or Clauſes to be Added to the ſaid Bill for enforcing the payment of the Several Sums ordered by this Houſe for repairing the Windows and building of Chimneys in the Capitol and for paying the Burgeſſes Salaries & other Charges of this Seſſion of Aſſembly out of the public money in the hands of *Peter Beverley* Eſqr. now Treaſurer And alſo for Obleidging the ſaid *Peter Beverley* to pay all the Money remaining in his hands at the end of this ſeſſion of Aſſembly into the hands of the Treaſurer to be appointed by the ſaid Bill.

An Ingroſſed Bill from the Council intituled *an Act for Remedying Divers Inconveniencies ariſing by the Unreaſonable ſhiping of Tobacco* was read the Second time.

And the Queſtion being put

That the ſaid Bill be read a Third time

It paſſed in the Negative

A Bill appointing a Treaſurer and Impowering him to receive the Monys in the hands of the late Treaſurer was read the first time.

The Queſtion being put that the ſaid Bill be now read a Second time

Reſolved in the Affirmative

And the ſaid bill was read the Second time and ordered to be Ingroſſed

Reſolved

That the ſum of Seventy pounds out of the public Money in the hands of the Treaſurer be paid to Mr. *John Randolph* Clerc of the Houſe of Burgeſſes for Twenty eight Copies of the Laws & proportions of this ſeſſion of Aſſembly to be ſent by him to the reſpective Counties of this Colony

Then the Houſe Adjorned till to morrow Morning Eleven a Clock—

Tueſday June the 18th 1723

MR *McCarty* reports from the Committee apointed to draw up an Addreſs to his Majeſty, An Addreſs agreed upon by the Committee which he read in his place and afterwards delivered in at the Table where the ſame was twice read and with ſome Amendments made at the Table agreed to

Ordered

That the Addreſs be written over fair and a blank left for the Concurrence of the Council which Addreſs is as follows *viz*t.

Permit us most Gracious Soverain

The Burgeſſes of your Antient Colony of *Virginia* now met in Aſſembly heartily and Sincereiy to Congratulate your Majeſty upon the Timely Diſcovery & detection of the late moſt unnatural Conſpiracy againſt your Majeſties Roial perſon and Govern-ment.

We cannot but with [1] reflect on the Miſerable Condition our Mother Country muſt have lain under had the Accurſed deſign Succeded And as no Calamity can befall *great*

[1] Some ſuch word as "concern" or "diſmay" is here evidently omitted in the copy.

great Brittain in which we ſhall not partake We are highly Sencible the fatal Malignity of ſo dreadfull a Revolution would have quickly reached our Remote parts.

We beg leave on this Occaſion with all humility to Aſſure your Majeſtie of our firm Loialty and Sincere Affection to your Sacred perſon and the Eſtabliſhed Conſtitution The happy Influence of which we dayly find under the Mild and Juſt Adminiſtration of the Hon^ble *Hugh Dryſdale* the Lieu^t Governnor Your Majeſtie hath been graciouſly pleaſed to Appoint over us.

May the Almighty by whoſe Special Providence your Majeſty Reigns ever protect & defend your Sacred perſon and Roial Iſſue againſt all wicked & Traiterous Attempts at home or abroad And the good of your Kingdomes and all your Territories preſerve you and them On Whom the happineſs & Security of all your Subjects depend.

Ordered

That the Committee for p[r]opoſitions and Greivances do carry up the Addreſs to the Council for their Concurrence.

A Bill intituled *an Act appointing a Treaſurer and impowering him to receive the Moneys in the hands of the late Treaſurer* was read the Third time

Reſolved

That the Bill do paſs.

Ordered

That the Committee for propoſitions and Greivances do carry the Bill to the Council for their Concurrence.

A Meſſage from the Council That they have made Several Amendments to the Bill Intituled *an Act for the Settling & better Regulation of the Militia* to which they deſire the Concurrence of this Houſe.

And the ſaid Amendments were read and agreed to

Ordered

That a Meſſage be ſent to the Council to acquaint them that this Houſe hath agreed to their Amendments to the ſaid Bill and that the Committee for propoſitions and greivances do go up with the Meſſage.

Then the Houſe Adjorned till to morrow Morning eleven a Clock.

Wedneſday June the 19^th^ 1723

MR *Eſcridge* Reports from the Committee appointed to Proportion the public Levy a Book of propoſitions agreed upon by the Committee which they had directed him to report—and he delivered the ſame in at the Table where the ſame was read and Agreed to.

A Meſſage from the Council that they are ready to Concurr w^th^ this Houſe in the Addreſs to his Majeſtie and that they propoſe ſome Amendments to the ſaid Addreſs to which they Deſire the Concurrence of this Houſe.

And that they have made ſome amendments to the Bill Intituled *an Act for Inlarging the Juriſdiction of the Court of Huſtings in the City of* Williamſburgh *within the Limits thereof* And Alſo to the Bill intituled *an Act for Diſſolving the pariſh of* Wilmington *in the Counties of* James City *and* Charles City *and Adding the ſame to other Pariſhes* to which they deſire the Concurrence of this Houſe.

The ammendments to the ſaid Addreſs being for filling up the Blanks left for the Council And for Adding theſe words [of *Virginia*,] after the word [Burgeſſes] in the Title were agreed to

Ordered

That a Duplicate of the ſaid Addreſs be prepared and that the ſame together with the Addreſs be ſigned by the ſpeaker and that the Committee for propoſitions and Greivances do carry the ſaid Addreſs and Duplicate to the Council

Ordered

That a Meſſage be ſent to the Council to deſire them to Appoint ſome of their Members to attend the Governor with ſome Members of this Houſe to know when both

both Houſes may Attend him with the ſaid Addreſs to his Majeſtie and that the Committee for propoſitions and Greivances do go up with the Meſſage.

A Bill for raiſing a public Levy was read the firſt time and ordered to be read a Second time.

The ſaid Bill was read a Second time and Ordered to be Ingroſſed.

Ordered

That a Committee be Appointed to Examin the Inrolled Bills and is referred to

Mr. *John Thornton*	Mr. *Wyth* &
Mr. *Thacker*	Mr. *Jones*

The Amendments made by the Council to the Bill Intituled *an Act for diſſolving the pariſh of* Wilmington *in the Counties of* James City *and* Charles City *and adding the ſame to other pariſhes* being Severally read were Agreed to. Alſo the Amendmts made by the Council to the bill Intitd *an Act for inlarging the Juriſdiction of the Court of Huſtings in the City of* Wmsburgh *wth in the Limits thereof* were Sev'ally read & Agreed to.

Ordered

That a Meſſage be ſent to the Council to acquaint them that this Houſe hath agreed to their Amendments to the ſaid Bills and that the Committees who prepared the ſame do go up with the Meſſage

Ordered

That the Comittee for propoſitions and Greivances do carry the Several Reſolves of this Houſe for paying Several Sums out of the public money in the Hands of the Treasurer to the Council for their Concurrence.

A Bill intituled *and [An] Act for raiſing a public Levy* was read the Third time

Reſolved

That the Bill do paſs.

Ordered

That the Committee of proportions do carry the ſaid Bill wth the Book of proportions to the Council for their Concurrence

A Meſſage from the Council

That they have made an Amendment to the Bill intituled *an Act Appointing a Treaſurer and Impowering him to receive the Monyes in the hands of the late Treaſurer* to which they deſire the Concurrence of this Houſe

And that they have agreed to the book of proportions and all the Reſolves for payment of Money ſent up by this Houſe

Ordered

That the Committee appointed to proportion the public Levy do carry the book of proportions and the ſaid Reſolves to the Governor and deſire his Aſſent thereto

The Amendment made by the Council to the Bill intituled *an Act Appointing a Treaſurer and Impowering him to receive the Moneys in the hands of the late Treaſurer* was read And ſome Amendments inſtead of the ſaid Amendments were propoſed and agreed to.

Ordered

That a Meſſage be ſent to the Council to acquaint them that this Houſe hath agreed to ſome Amendments inſtead of their Amendment to the ſaid Bill and that the Committee for propoſitions and Greivances do go up with the Meſſage

Then the Houſe Adjorned till to Morrow Morning eleven a Clock.

Thurſday June the 20th 1723.

MR *Thornton* reports that the perſons appointed had according to Order Examined the Several Bills paſſed the Council & this Houſe this Seſſion and that the ſame were truly Inrolled

Ordered

That the Committee who Examined the ſaid Bills do carry the ſame to the Council for their Peruſal.

Mr

Mr *Eſcridge* acquainted the Houſe that the perſons appointed had attended the Governor with the Book of proportions And the Several Reſolves paſſed the Council and this Houſe for paying Several Sums out of the publick money and that He was pleaſed to give his Aſſent to the ſame.

A Meſſage from the Council that their Preſident had Signed the Addreſs to his Majeſty in the behalf of them and that they had returned the ſame to this Houſe.

Alſo That they had peruſed the Bills ſent up to them and were Satisfied the ſame were truly Inrolled.

A Meſſage from the Governor was delivered by Mr *Robertſon* as follows.

Mr *Speaker.*

The Governor Commands the immediate Attendance of this Houſe in the Council Chamber and that you bring with you ſuch Bills as are ready for his Aſſent

The Houſe accordingly went up to attend the Governor in the Council Chamber where he was pleaſed to give his Aſſent to the Several public & private Bills following.

An Act for Laying a Duty on Liquors and Slaves.

An Act for the Settling and better Regulation of the Militia.

An Act for reviving the Act intituled an Act for Security & Defence of the Country in times of Danger.

An Act directing the Trial of Slaves committing Capital Crimes and for the more effectual puniſhing Conſpiracies & Inſurrections of them and for the better Goverñent of Negros Mulattos and Indians bond or free

An Act for the better and more Effectual Improving the Staple of Tobacco

An Act for the better Securing the payment of Levies & Reſtraint of Vagrant and Idle people and for the more effectual diſcovery and proſecution of Perſons having Baſtard Children

An Act for the Tranſportation of Dick *and other Negro Slaves*

An Act appointing a Treaſurer and Impowering him to receive the Moneys in the hands of the late Treaſurer.

An Act for raiſing a Public Levy.

An Act for Inlarging the Juriſdiction of the Court of Huſtings in the City of Williamsburg *within the Limits thereof*

*An Act for Dividing S*t. Stephens *pariſh in the County of* King *and* Queen.

An Act for diſſolving the pariſh of Wilmington *in the Counties of* James City *and* Charles City *and Adding the ſame to other pariſhes.*

An Act for Confirming the Title of John Fox *Gent*n *to Certain Lands formerly purchaſed of the* Pamunky *Indians.*

An Act for Veſting the ffee Simple Eſtate of certain intailed Lands in William Merriwether *Gent And for Veſting five Negro Slaves therein Mentioned in* Sarah Brechin *and the Heirs of her body.*

An Act for Veſting the ffee Simple Eſtate of certain Intailed Lands in Peirce Buttler *and* Paulin Anderſon *and for Veſting other Lands therein Mentioned in* Robert Stubblefield *in ffeetail*

Then the Speaker of the Houſe of Burgeſſes delivered to the Governor the Addreſs of Both Houſes to the King Requeſting His Honour to Tranſmit it to *great Brittain*— And to get it preſented to his Maſeſty in the beſt manner—

And the Governor was pleaſed to make the ffollowing Speech.

Gentlemen

I am pleaſed to find ſuch zeal expreſſed for his Majeſty's perſon and Government I will take care to Tranſmit this Addreſs by the firſt Oppertunity and will be ever ready to do all the Good Offices with his Majeſty for the Support of you and this Colony

Gentlemen of the Council & Houſe of Burgeſſes.

I am come to put an End to this ſeſſion of Aſſembly but cannot in Juſtice part with you before I expreſs the pleaſure I have taken in your Conduct & Behaviour which has baniſhed from your Conſultations all heats and Diviſions And the ſatisfaction you

have

have given me in preparing and preſenting theſe good and wholeſom Laws which I have now paſſed, Laws (by Allowing ſuch a Length of time for his Majeſties Aſſent) I hope equally calculated for Maintaining his Prerogative as well as for Advancing the benefit of the people who unleſs unreaſonably prepoſſeſſed muſt be highly Satisfied to find themſelves repreſented by Gentlemen who have Acted with ſuch prudence and Moderation and who in all their procedings have Appeared ſo fully to Underſtand and ſo much to have at heart the True Intereſt of the Crown and Country

I muſt believe by your Expreſſions in your Addreſſ^{s} to me that My Adminiſtration has hitherto been to your Satisfaction. I take this Oppertunity to Aſſure you that I will perſevere in and purſue the Meaſures I laid down in my Speech delivered at the Opening of this Seſſion And will Countenance thoſe and only thoſe who ſhall be Aiding and Aſſiſting to me in proſecuting and attaining Such Deſirable Ends.

Theſe Reſolves performed on my part Supported with Suitable Returns from you will be a means of Laying ſuch a firm and laſting foundation of Peace and right underſtanding between us ſo Abſolutely neceſſary for the Happineſs of Both

The Seaſon of the year and your own private Affairs call for a Receſs from the public Being then to Seperate I requeſt it of you and earneſtly recoñend it to you That as you brought diſpoſitions free from party feuds and Jealouſies You carry back the ſame into your reſpective Counties And there preſerve the peace Cultivate Union among your Neighbors and promote the public good

Be Active in Encouraging Loyalty and and Obedience to King *George* patronize Virtue puniſh Vice & duly execute the Laws that govern you

Such Merit will always lay a Claim to the Voices of the Inhabitants to come and make it their humble requeſt to you to Honour them by repreſenting them in Aſſembly And now I prorogue this Aſſembly to *Thurſday* the Seventh day of *November*, And this Aſſembly ſtands prorogued accordingly.

397-398

JOURNAL

OF THE

HOUSE OF BURGESSES

AT A

GENERAL ASSEMBLY

Summoned to be held at the Capitol in the City of WILLIAMSBURG the ffifth day of *December* in the Ninth Year of the Reign of Our Soverain Lord GEORGE by the Grace of God of *Great Britain ffrance* and *Ireland* King Defender of the ffaith &c. And in the Year of Our Lord MDCCXXij—

And by Writ of Prorogation begun and holden on the Ninth day of *May* MDCCXXiij—

And from thence Continued by Several Prorogations to the Twelfth day of *May* MDCCXXvj

Being the Second Seſſion of this Preſent Aſſembly.



RICHMOND, VIRGINIA.

MCMXI.

JOURNAL
OF THE
HOUSE OF BURGESSES

Thurſday May 12th 1726

A COMMISSION from the Honorable the Lieutenant Governor to *Philip Finch* Gentᵖ. to be Serjeant at Arms and Macebearer to this houſe was preſented to the Houſe and read.

Ordered.

That the ſame be Entered in the Journal of this houſe in theſe Words

Hugh Dryſdale *his Majeſties Lieutenant Governor Vice Admiral and Commander in Chief of the Colony and Dominion of* Virginia

To Philip Finch *Gentleman Greeting*

By Virtue, of the powers and Authorities to me Given as Commander in Chief of this Dominion. I do by theſe preſents Conſtitute and appoint you Serjeant at Arms and Mace bearer to the houſe of Burgeſſes of this Colony You are therefore diligently to diſcharge the duty of your ſaid Office by duly attending the ſaid houſe and executing all ſuch Orders and Commands as you ſhall receive from time to time from the Speaker or by the direction of the ſaid houſe of Burgeſſes. And I do hereby charge and command all his Majeſties Officers and others whom it may concern to be aiding and aſſiſting to you in all things as becometh. And I do further Grant unto you the ſaid *Philip Finch* that you ſhall hold and Enjoy the ſaid Office with all ffees Profits and Perquiſites thereunto belonging during pleaſure Given under my hand and the Seal of the Colony at *Williamſburg* this twelfth Day of *May*. 1726. in the twelfth Year of his Majeſties Reign

Hugh. Dryſdale.

A Meſſage from the Governor by Mr *Robertſon*

Mr *Speaker.*

The Governor Commands the immediate attendance of this houſe in the Council Chamber.

Accordingly Mr *Speaker* with the houſe went up to attend the Governor And being returned Mr *Speaker* reported that the houſe had attended the Governor in the Council Chamber And that he was pleaſed to Say that by a Long indiſpoſition he had Loſt his Voice and therefore had ordered Mr *Robertſon* to read his Speech, And thereupon Mr *Robertſon* read the Governors Speech and delivered him a Copy of it which he read to the houſe and the ſame was again read by the Clerk and is as ffolloweth

Gentlemen of the Council and Houſe of Burgeſſes

It is with intire Satisfaction that I meet you a Second time in Aſſembly to give you new opportunities of Conſulting among yourſelves what may be further neceſſary for your happineſs and proſperity.

The Reaſons that prevailed with me to agree to ſo many prorogations were partly to ſave the Country Charges after ſuch a Loſs as they ſuffered in their Crops by the Laſt

Years

Years Guſt; and partly becauſe I heard of no Grievances wanting to be redreſſed. All perſons and things being in a perfect Calm and Tranquillity.

And indeed it is not ſo much any neceſſity of State that has now occaſioned your meeting as that you might have an Opportunity to defray the uſual public Debts and Contingencies which how inconſiderable ſoever they are it ſeems can't be diſcharged by your Conſtitution without an Aſſembly.

Gentlemen of the Houſe of Burgeſſes

You laid a Duty laſt Seſſion on Liquors and Slaves imported as had been done by former Aſſemblies with very good Effect to make thoſe Aſſemblies more Eaſy to the Country by Leſſening the Levy ℔ poll But the interferring intereſt of the *African* Company has deprived us of that Advantage and has obtained a Repeal of that Law But a Duty on Liquors being Expreſſly recommended in my Inſtructions if you think fit to Enact it by it ſelf I am perſuaded it Will meet with approbation at home

As I never had any deſign upon the Country to make Gain for my ſelf I think (*Gentlemen*) I may with a better grace recommend to your Conſiderations the contributing ſome Aſſiſtante[ce] towards the Support of A Work which in my Judgment (if duly Cultivated) would prove of great Service to your Country and Poſterity I mean the College it lies in a Languiſhing condition and wants help to found their full number of Maſters which when once perfected will make a Noble Seminary not only for the Education of your Young Gentlemen in the Liberal Arts and ſciences but for furniſhing your Churches with a Sett of Sober Divines born of yourſelves and bred among you Advantages of greater inportance than at preſent you may be aware of.

I doubt I ſhall be under a neceſſity through an ill ſtate of health to take a Voiage to *England* but with Gods Aſſiſtance I intend to return to you with all Expedition.

I am truly ſenſible of your good diſpoſition to his Majeſties Government and of your great reſpects to myſelf which calls upon me to promiſe you that if there is any thing I can do for you during my ſtay in *England* I ſhall thing[k] myſelf happy to have an Occaſion to ſhow my readineſs to ſerve ſo loial peaceable and kind a Country as I have Experienced you to be during my Adminiſtration And I make no doubt but that you will ſo continue during my abſence.

In the interim if you have any uſeful Laws to propoſe agreeable to my Inſtructions and I know you will propoſe no other I ſhall be glad to paſs them here and will Endeavour to get them approved by his ſacred Mafeſty King *George* whom God bleſs and preſerve.

Hugh Dryſdale.

Reſolved Nemine Contradicente

That an Addreſs be made to the Governor to return him thanks for his moſt affectionate Speech and the Great Eſteem and good opinion he is pleaſed to Expreſs therein for the people of this Colony.

Ordered

That the Committee for Propoſitions and Grievances do draw up the ſaid Addreſs

Reſolved

That this houſe will on *Saturday* next take into Conſideration the Governors Speech

Ordered

That all Committees of the laſt Seſſion be revived and that they have power to Adjorn from Day to Day and to Send for ſuch perſons papers and Records as they ſhall from time to time think neceſſary.

Ordered.

That M[r] *Randolph* be Chairman of the Committee for propoſitions and Grievances and that M[r] *Johnſon* be added to the ſaid Committee

Ordered

That the Committee for propoſitions and Grievances do inſpect the Journals of the Laſt Aſſembly and prepare and draw up a State of the matters then depending and undetermined and the progreſs that was made therein and report the ſame to the houſe

Ordered

Ordered.

That the ſaid Committee inſpect ſuch Laws as are lately Expired or near Expiring and Report their Opinion to the houſe which of them are fit to be revived or Continued.

Ordered.

That Mr. *William Le Neve* be continued Chaplain to this houſe and that he attend to read prayers Every morning at ten a Clock

Ordered

That Mr. *Blair* and Mr. *Willis* do acquaint the Governor and Council with the time appointed for prayers

Ordered.

That Mr *Godfrey Pole* be continued Clerk to the Committee for Propoſitions and Grievances and that Mr. *Miles Cary* be continued Clerk to the Committee for public Claims

Ordered.

That the Doorkeepers who attended this houſe at the Laſt Seſſion do give their Attendance this Seſſion

Ordered.

That the Orders of the Laſt Seſſion of Aſſembly continue ſtanding orders of the houſe this Seſſion.

Ordered

That Mr. *Clayton* do lay before the houſe an Account of the money Expended by him and others purſuant to an Order of the General Aſſembly made in the year 1722 for providing Sundry Ornaments and other things for the Uſe of the Aſſembly General Court and Council

Ordered

That all Propoſitions and Grievances and public Claims be brought in by *Wedneſday* next at furtheſt or otherwiſe that they be not received without particular Leave of the houſe

Ordered

That Mr *Wythe* Mr *George Harmanſon* and Mr. *Scarburgh* do wait on the Governor and deſire him to Order A new Writ to be made out for the Electing a Burgeſs to Serve in this preſent General Aſſembly for the County of *Attomack* in the Room of *Tully Robinſon* Gent deced

Alſo a new Writ for the Electing A Burgeſs to ſerve in this preſent General Aſſembly for the County of *Elizabeth City* in the Room of *James Rickets* Gent deced

Alſo a new Writ for the Electing a Burgeſs to ſerve in this preſent General Aſſembly for the County of *Northampton* in the Room of *Thomas Harmanſon* Gent deced

Alſo a new Writ for the Electing a Burgeſs to ſerve in this preſent General Aſſembly for the County of *Weſtmorland* in the Room of *Daniel McCarty* Eſqr. deced

And then the houſe adjorned till to morrow morning Eleven a Clock.

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ffryday May 13th 1726

MR *Randolph* reported from the Committee for propoſitions and Grievances that the Committee had drawn up an Addreſs to be preſented to the Governor which they had directed him to report to the houſe and he read the ſame in his place and afterwards delivered it in at the table where the ſame was read and agreed to by the houſe as followeth.

To the honorable Hugh Dryſdale *his Majeſties Lieut Governor and Commander in Chief of* Virginia.

The humble Addreſs of the houſe of Burgeſſes.

SIR.

The Burgeſſes of this his Majeſties moſt antient Colony of *Virg*a being Perſuaded from the Experience they have had of your juſt and diſintereſted Adminiſtration that you

you have nothing more at heart than the public Good and Welfare of the Subjects Committed to your Care could not doubt but that ſome Weighty cauſe induced you to put off the meeting of this Aſſembly.

Your inclination to do any thing which may contribute to the Eaſe and proſperity of the people is ſo conſpicuous on Every occaſion that We muſt acknowledge the preſent Calm and tranquillity to be the conſequences of your Prudence and Moderation And it would be the higheſt ingratitude not to return you our Unfeigned thanks as well for that happineſs as the ſingular kindneſs you have been pleaſed to Expreſs in your affectionate Speech to this Aſſembly for the people of this Country And we ſhall Conſtantly Endeavour ſo to Order our Steps as not to forfeit the Eſteem and good Opinion you have Entertained of us.

We and theſe whom we repreſent are Extremely concerned that you have ſo long been afflicted with that Languiſhing and Obſtinate diſeaſe which is now likely to deprive us for A Seaſon of your Reſidence amongſt us Yet we hope the misfortune of your abſence will ſoon be repaired by the recovery of your health and your returning in Safety to us for which with the utmoſt Sincerity We heartily pray.

Reſolved

That the ſaid Addreſs be preſented to the Governor by the whole houſe

Ordered.

That the Committee for Propoſitions and Grievances do wait on the Governor and deſire to know his pleaſure when he will be attended by this houſe

Mr. *Clayton* laid before the houſe an Account of the money laid out for providing ſundry Ornaments and other things for the uſe of the Aſſembly General Court and Council.

Ordered.

That the ſaid account be referd to the Conſideration of the Committee for public Claims and that they do Examine the ſame and report their Opinion thereupon to the houſe

Mr *Randolph* reported to the houſe that the Governor having been waited upon humbly to know when he would be attended by this houſe had be[en] pleaſed to Appoint to morrow morning at Eleven a Clock in the Council Chamber.

Ordered.

That the Attornies of Colo *Alexander Spotſwood* do prepare an account how the money put into his hands by one act of Aſſembly made in the year 1720 for Erecting the Counties of *Spotſilvania* and *Brunſwick* and granting Certain Exemptions and benefits to the Inhabitants thereof hath been diſpoſed of and that they lay the ſame before this houſe at the next Seſſion of Aſſembly

Mr. *Harriſon* being required to give an Account how the money directed to be paid to him and others by the ſaid Act hath been diſpoſed of acquainted the houſe that they had received the Sum of five hundred pounds purſuant to the ſaid Act but that they have not yet thought it neceſſary by reaſon of the Small number of Inhabitants in the ſaid County of *Brunſwick* to apply the ſaid Sum or any part thereof to the uſes to which the ſame was appropriated

And then the houſe adjorned till to morrow Morning Eleven a Clock.

Saturday May 14th 1726

MR. *Harriſon* reported from the Committee to whom the Account laid before this houſe by Mr. *Clayton* was referd that the Committee had Examined the ſame and were of opinion that the ſeveral Charges therein were juſt and that there is a ballance due to Mr. *Clayton* of twenty pounds nine Shillings and two pence Current money of *Virginia*

Ordered

Ordered.

That the Sum of twenty pounds nine Shillings and two pence out of the public money in the hands of *John Holloway* Eſq^{r} Treaſurer be paid to M^{r} *John Clayton* the ſame being Expended by him purſuant to an order of the General Aſſembly.

Ordered

That M^{r} *Archibald Blair* and M^{r} *William Robertſon*, do inform this houſe what hath been done by them purſuant to an Act of Aſſembly made at the Laſt Seſſion of Aſſembly impowering them to tranſport and Sell certain Negro ſlaves and that they lay an account before this houſe of the money which hath ariſen by the ſale of the ſaid Slaves.

M^{r} *Speaker* reported that the houſe had attended the Governor with their Addreſs to which he was pleaſed to give the following Anſwer

M^{r}. Speaker, and Gentlemen of the houſe of Burgeſſes

I have a Juſt Sence of the Kindneſs you Expreſs to me in this Addreſs: I aſſure you I ſhall alwaies aim at the Welfare of the people of this Colony while I have the Honor of preſiding among you.

The Order of the day being read The houſe upon a motion reſolved it ſelf into A Committee of the whole houſe to conſider the Governors Speech and after ſome time ſpent therein M^{r} *Speaker* reſumed the Chair and M^{r} *Randolph* reported from the Committee that they had come to ſome Reſolutions which they had directed him to report to the houſe and he read them in his place and afterwards delivered them in at the table where the ſame were read and agreed to as followeth

Reſolved.

That a Duty be laid on Liquors imported

Reſolved.

That A Duty of four pence a Gallon be laid on Rum Brandy and other diſtilled Spirits and on Wine and one penny a Gallon on Cyder Beer and Ale other than ſuch of the ſaid Liquors as ſhall be imported directly from *great Britain*

Reſolved.

That the Sum of Two hundred pounds yearly out of the money ariſing from the Duties aforeſaid be applied to the uſe of the College of *William* and *Mary* towards founding the full number of Maſters.

Ordered

That a bill be prepared accordingly and that it be referd to the Committee for Propoſitions and Grievances to prepare and bring in the ſame

Reſolved

That an humble Addreſs be made to his Majeſty to implore his Majeſties further aſſiſtance to the College of *William* and *Mary* and that he will be graciouſly pleaſed to increaſe the Revenues of the ſaid College out of the unappropriated Revenue of Q^{r} Rents in this Colony: Alſo to Expreſs the intire Satisfaction of the people of this Country under the Governors Adminiſtration and the Sorrow of this houſe for the Occaſion of his returning to *great Britain*

Ordered

That the Committee for Propoſitions and Grievances do draw up an Addreſs upon the ſaid Reſolution

Ordered

That M^{r} *Clayton* have leave to be abſent from the Service of the houſe for a fortnight upon Urgent Occaſions

M^{r} *Randolph* reported from the Committee for Propoſitions and Grievances to whom it was referd to inſpect the Journal of the Laſt Seſſion of Aſſembly and ſuch Temporary Laws as had lately Expired or were near Expiring that the Committee had Agreed upon a Report which he read in his place and afterwards delivered the ſame in at the table

Reſolved

That the houſe will take the ſaid Report into Conſideration *Monday*

And then the houſe adjorned till *monday* Morning Eleven A Clock.

Monday

Monday May 16th 1726

A REPORT of *Charles Barber William Woodbridge* and *Charles Grymes* Gent. that they had laid out the bounds between the Counties of *Lancaſter* and *Northumberland* purſuant to an order of the General Aſſembly was laid before the houſe

Ordered

That the ſame be referd to the Conſideration of the Committee for propoſitions and Grievances and that they do Examine the matter thereof and report their Opinion thereon to the houſe

Ordered.

That Mr. *Preſly* be added to the ſaid Committee

The houſe according to Order proceded to the Conſideration of the Report made from the Committee for Propoſitions and Grievances on *Saturday* laſt and the ſame was read and is as followeth

Upon inſpecting the Journal of the laſt Seſſion of Aſſembly it Appears to this Committee

That Mr. *Daniel McCarty* Mr. *George Eſcridge* Mr. *Charles Barber* Mr. *William Woodbridge* and Mr. *Charles Grymes* or any three of them with Mr. *Coppidge* and Mr. *Newton* Surveyors or One of them ſhould meet purſuant to an Order of the houſe of Burgeſſes at the Laſt Seſſion of Aſſembly and according to the Evidences which ſhould be produced to them lay out the bounds between the Counties of *Lancaſter* and *Northumberland* at the charge of both Counties and that they ſhould report their procedings to this Seſſion of Aſſembly

That Mr. *John Holloway* Mr. *John Clayton* and Mr. *Archibald Blair* to whom the Sum of two hundred and ten pounds by A Reſolution of the laſt Seſſion of Aſſembly was ordered to be paid out of the public money for the providing Sundry Ornaments and Other things for the uſe of the Aſſembly General Court and Council ſhould Employ the ſaid Sum according to the ſaid Reſolution and Account to this Seſſion of Aſſembly

That the defects of the Laws in force relating to the Clergy and parochial affairs referd to the conſideration of that Seſſion of Aſſembly ſhould be referd to the Conſideration of this Seſſion of Aſſembly

Upon Conſideration of the propoſition from *Weſtmorland* County that A chappel of Eaſe might be Erected in the Center thereof at the charge of the ſaid County. It was reſolved that the ſame ſhould be referd to the Conſideration of this Seſſion of Aſſembly.

Upon Conſideration of the propoſition from *Alexander Forbes* Clerk That no Vagabond Couple be Suffered to Cohabit under Color of a married State without Exhibiting Credible teſtimony to certifie their marriage and the Lawfulneſs thereof It was reſolved that the ſame ſhould be referd to the conſideration of this Seſſion of Aſſembly

Upon inſpecting what Laws are Expired or near Expiring it appears to this Committee. That the *Act for Settling the ffees of the Secretary County Court Clerks Sherifs Coroners and Conſtables and for aſcertaining the ffees of Attornies in a bill of Coſts* will Expire at the End of this Seſſion of Aſſembly

It is the Opinion of this Committee that the ſaid Act be continued to the End of the next Seſſion of Aſſembly

That the *Act for the further improving the Staple Tobacco* Expired on the tenth day of *Auguſt* laſt

It is the opinion of this Committee that there is no neceſſity to revive the ſaid Act

That the Act for reviving the act intituled *an Act for Security and defenſe of the Country in times of Danger* Expired on the twenty fourth Day of *June* Laſt

It is the opinion of this Committee that the ſaid Act be revived for two Years

The Said Report being read a Second time

Reſolved.

That the defects of the Laws relating to the clergy and parochial affairs be referd to the Conſideration of the next Seſſion of Aſſembly.

Ordered

Ordered.

That the propoſition aforeſaid from *Weſtmorland* County be referd to the Conſideration of the Committee for propoſitions and Grievances and that they do Examine the matter thereof and report their Opinion thereon to the houſe.

Reſolved.

That the propoſition aforeſaid from *Alexander Forbes* Clerk be referd to the Conſideration of the next Seſſion of Aſſembly

Reſolved.

That this houſe doth agree with the ſaid Committee that the *Act for ſettling the ffees of the Secretary County Court Clerks Sherifs Coroners and Conſtables and for aſcertaining the ffees of Attornies in a bill of Coſts* be continued to the End of the next Seſſion of Aſſembly

Ordered.

That a Bill be prepared accordingly and that it be referd to the Committee for Propoſitions and Grievances to prepare and bring in the ſame.

Reſolved.

That this houſe doth agree with the ſaid Committee that the *Act for the further improving the State of Tobacco*, be not revived.

Reſolved.

That this houſe doth agree with the ſaid Committee That the *Act for Security and defence of the Country in times of Danger* be revived for two Years.

Ordered.

That a bill be prepared accordingly and that it be referd to the Committee for propoſitions and Grievances to prepare and bring in the ſame

Ordered.

That it be an Inſtruction to the Committee to whom it is referd to prepare and bring in the bill for Laying a Duty on Liquors imported to draw a Clauſe to be added to the ſaid bill for making an abatement of fifteen ℔ Cent. to thoſe who ſhall import money into this Colony for the payment of the ſaid Duty.

And then the houſe adjorned till to morrow morning Eleven a Clock

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Tueſday May 17th 1726

A BILL for laying a Duty upon Liquors was read the firſt time and ordered to be read a Second time

Mr. *Blair* Laid before the houſe an Account of the ſtate of the Eight Negros which he and Mr. *William Robertſon* were impowered by an Act made at the Laſt Seſſion of Aſſembly to tranſport

Alſo ſeveral Accounts of the Sale of Rum imported from *Barbadoes* And the titles of the ſaid Accounts were read

Ordered.

That the ſaid Accounts be referd to the Conſideration of A Committee and that they do Examin the ſame and report their Opinion thereon to the houſe and a Committee was appointed accordingly.

Mr. *Randolph* reported from the Committee of Propoſitions and Grievances that the Committee had had under their Conſideration ſeveral propoſitions and Grievances and agreed upon a Report which he read in his place and delivered in at the table where the ſame was read.

And upon Conſideration thereof

The Queſtion was put that A bill be brought in to give Encouragement for the killing Squirels and Crows

And paſſed in the Negative

Reſolved

Reſolved.

That a bill be prepared to prevent the felling of Trees in to Rivers and Creeks and the Setting of Negroes [1] therein

Ordered.

That it be referd to the ſaid Committee to prepare and bring in the ſame

Reſolved.

That the Grievance complained of by the Inhabitants of *Accomack* County occaſioned by their preſent Veſtry be referd to the conſideration of the next Seſſion of Aſſembly to the End the ſaid Veſtry may have an Opportunity of Juſtifying their procedings

And then the houſe adjorned till to morrow morning Eleven a Clock

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Wedneſday May 18th 1726

A BILL for reviving and continuing two Acts of Aſſembly therein mentioned was read the firſt time and ordered to be read a Second time

A Petition of *John Lomax* in behalf of himſelf and other Inhabitants of the County of *Eſſex* ſetting forth That a propoſition ſigned by the Upper Inhabitants of the ſaid County for dividing the ſame had been preſented to A Court of Claims held in the ſaid County but by reaſon of ſome diſputes and heats ariſing in the ſaid Court the ſaid propoſition was not certified to the General Aſſembly according to Law and praying that the ſaid propoſition may be now received and conſidered was preſented to the houſe and read.

Mr. *Kemp* preſented to the houſe a propoſition for adding part of the ſaid County of *Eſſex* to the County of *Middleſex*

Ordered.

That the ſaid propoſitions be referd to the Conſideration of the Committee of Propoſitions and Grievances and that they do Examin the matter thereof and report the ſame with their Opinions thereon to the houſe

Mr. *Randolph* reported from the Committee of Propoſitions and Grievances that the Committee had had under their Conſideration ſeveral Propoſitions and Grievances and had Agreed upon a Report which he read in his place and delivered in at the table where the ſame was read.

And upon Conſideration thereof

Reſolved

That A bill be brought in for the more Effectual preventing the bringing Tobacco from *North Carolina*

Reſolved.

That A bill be prepared to repeal an Act intituled *an Act directing the manner of Levying Executions and for relief of poor Priſoners for debt and One other Act to Explain the ſaid Act and to declare the Law concerning Executions and for Relief of poor Priſoners for debt*

Ordered

That the Committee of Propoſitions and Grievances do prepare and bring in the ſaid bills

Ordered

That a bill be brought in for building A Chappel of Eaſe in the Center of the County of *Weſtmorland* and that M. *Eſcridge* do prepare and bring in the ſame

Reſolved.

That this houſe doth approve the report of *Charles Barber William Woodbridge* and *Charles Grymes* concerning the bounds of Lancaſter and *Northumberland* Counties

Ordered.

That the ſaid Report be Entered among the Records of the General Aſſembly

[1] The copy has "Negroes," which is manifeſtly an error for "Hedges."

A Petition of *Baldwin Matthews* ſetting forth that A Negro ſlave belonging to him was lately committed to the Goal of *York* County for ffelony and Burglary and died during his confinement before his trial and praying to be paid for the ſaid Slave was preſented to the houſe and read.

Ordered.

That the ſaid petition be referd to the Conſideration of the Committee of public Claims and that they do Examin the matter thereof and report the ſame with their Opinion thereupon to the houſe

Mr *Jones* Reported that the perſons appointed had according to Order Examined the Accounts of the Sales of the Negro ſlaves tranſported purſuant to an Act made at the Laſt Seſſion of Aſſembly and of A certain Quantity of Rum imported from *Barbadoes* and found the ſame juſtly Stated

Ordered.

That Mr *Archibald Blair* do pay the ballance of the ſaid Accounts being One hundred ninety three pounds Seven Shillings and ſix pence half penny to *John Holloway* Eſqr Treaſurer of *Virginia*

A Bill for Laying a Duty on Liquors was read the Second time and Committed

Ordered.

That A Bill be brought in to Exempt the Maſters Scholars and Servants reſiding in the College of *William* and *Mary* from the payment of Levies that the Committee for Propoſitions and Grievances do prepare and bring in the ſame

And then the houſe adjorned till to morrow twelve A Clock

Thurſday May 19th 1726

MR. *Randolph* reported from the Committee to whom the bill for laying a Duty on Liquors was committed Several Amendments made to the bill And the ſaid Amendments being Severally read were agreed to by the houſe.

Ordered.

That the bill with the Amendments be ingroſſed

Several Accounts of *Peter Beverley* Eſqr late Treaſurer of the Duties upon Liquors and Slaves.

Alſo An Account of the public money now in the hands of *John Holloway* Eſqr Treaſurer were Laid before the houſe

Ordered.

That the ſaid Accounts be referd to the Conſideration of A Committee and that they do Examine the ſame and report their Opinion thereon to the houſe and a Committee was appointed accordingly

Mr *Crafford* informing the houſe that he had not Received his full Wages for attending the General Aſſembly in the year 1722 by reaſon of a miſtake in the Governors Warrant

Ordered.

That the Committee to whom the ſeveral Accounts of the late and preſent Treaſurer are referd do Examin the ſaid Warrant and report their Opinion thereon to the houſe

A Bill for the more Effectual preventing the bringing tobacco from *North Carolina* was read the firſt time and ordered to be read A Second time

A Bill to prevent the ſetting of hedges into Rivers and Creeks and the falling of Trees therein was read the firſt time and ordered to be read a Second time

A Bill for reviving and continuing two Acts of Aſſembly therein mentioned was read the Second time and ordered to be ingroſſed.

Then the houſe adjorned till to morrow morning Eleven a Clock.

ffryday

ffryday May 20th 1726

MR. *Cole* reports that the perſons appointed had according to Order Examined the accounts of *Peter Beverley* Eſqr late Treaſurer and of *John Holloway* Eſqr preſent Treaſurer and found the ſame juſtly ſtated and that the public money in the hands of the preſent Treaſurer amounts to Four Thouſand five hundred fifty Six pounds and four pence halfpenny

That upon Examination of the Accounts of the ſaid preſent Treaſurer the ſaid Committee take notice that the Collector of the Duties upon Liquors and Slaves for the Lower Diſtrict of *James* River had not made Oath to his Accounts and that he is indebted for the ſaid Duties A Certain Sum computed to amount to two hundred and thirty pounds or thereabouts for which an Action is commenced againſt him and his Securities.

And that upon Examination of Mr *Craffords* Claim they find there remains due to him One pound Eighteen Shillings for his Wages for attending the Aſſembly in the year 1722

Ordered.

That the Sum of One pound Eighteen Shillings be paid to Mr *Willm Crafford* out of the public money in the hands of *John Holloway* Eſqr Treaſurer ſo much being ſtill due to him for his Wages for attending the General Aſſembly as a Burgeſs in the year 1722

Ordered.

That the Committee who Examined the accounts of *Peter Beverley* Eſqr late Treaſurer and *John Holloway* Eſqr Preſent Treaſurer do carry the ſaid Accounts to the Council to the End the ſame may be paſſed by them

A Bill intituled *an Act for Laying a Duty on Liquors* was read the third time

Reſolved.

That the bill do paſs

A Bill intituled *an Act for reviving and continuing two Acts of Aſſembly therein mentioned* was read the third time

Reſolved.

That the bill do paſs

Ordered

That the Committee who prepared the ſaid bills do carry the ſame to the Council for their Concurrence

A Bill for the more Effectual preventing the bringing Tobacco from *North Carolina* was read the ſecond time and ordered to be ingroſſed

A Bill to prevent the Setting of hedges into Rivers and Creeks and the falling of Trees therein was read the Second time and ordered to be ingroſſed.

A Bill for Erecting A Chappel of Eaſe in the County of *Weſtmorland* was read the firſt time and ordered to be read a Second time

A Bill for Exempting the Preſident Maſters and others reſiding in the College of *William* and *Mary* from Payment of Levies was read the firſt time and ordered to be read A Second time

Mr *Randolph* reported from the Committee of propoſitions and Grievances that the ſaid Committee had had under their Conſideration ſeveral Propoſitions and Agreed upon A Report which he read in his place and delivered in at the table

And upon Conſideration thereof

Ordered.

That A bill be brought in for adding that part of the County of *Eſſex* which Lies below *Piſcattaway* Creek to the County of *Middleſex* and That Mr *Kemp* Mr *Thacker* Mr *Jones* and Mr *Dangerfield* do prepare and bring in the ſame

Ordered.

That A bill be brought in to divide the County of *Stafford* into two Counties and to make *Acquia* Creek the bounds between the ſaid Counties and that Mr *Robinſon* and Mr *Maſon* do prepare and bring in the ſame—

Ordered

Ordered.

That A bill be brought in to appoint *John Holloway* Eſq^r Speaker of this houſe Treaſurer of the Duties upon Liquors and that the Committee for propoſitions do prepare and bring in the ſame.

And then the houſe adjorned till to morrow morning Eleven a Clock

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Saturday May 21^th^ 1726

A PETITION of *Henry Cary* ſetting forth that he was Emploied by the Superviſors of the Capitol to make new Poſts and Gates for the Capitol yard which are ready to beſet up and hath by their direction made ſeveral other repairs about the building That the fund out of which the Expence of the Repairs of the ſaid building hath uſually been paid is Exhauſted and that there are ſeveral repairs ſtill neceſſary to be done and praying that he may be paid for his Services was preſented to the houſe and read

Reſolved.

That the Charges of all repairs of the Capitol which have been made or ſhall be neceſſary to be made between this and the next Seſſion of Aſſembly be paid out of the public money in the hands of *John Holloway* Eſq^r Treaſurer and that the Governor be deſired to iſſue his Warrant upon the Treaſurer for the payment thereof and that the Accounts of Such Repairs be laid before the General Aſſembly at the next Seſſion

Ordered.

That M^r *Speaker* and M^r *Blair* be appointed to ſurvey the Capitol and to order ſuch repairs to be done in and about the ſame as to them from time to time ſhall ſeem neceſſary

Ordered.

That no pine Timber or plank be hereafter made uſe of for Repairing the ſaid building Except ſo much as ſhall be neceſſary for repairing the ffloors

A Bill intituled *an Act to prevent the Setting of Hedges in to Rivers and Creeks and the falling of trees therein* was read the third time

Reſolved.

That the bill do paſs

A Biil intituled *an Act for the more Effectual preventing the bringing Tobacco from* North Carolina was read the third time

Reſolved.

That the bill do paſs

Ordered.

That the Committee who prepared the ſaid bills do carry the ſame to the Council for their Concurrence

M^r *Kemp* according to Order preſented to the houſe A bill for adding part of the County of *Eſſex* unto the County of *Middleſex* and the ſame was read the firſt time and ordered to be read a Second time

A Bill for Exempting the Preſident Maſters and others reſiding in the College of *William* and *Mary* from payment of Levies was read the ſecond time and an Amendment was made to the ſaid bill

Ordered.

That the bill with the amendment be Ingroſſed

A Bill for Erecting A Chappel of Eaſe in the County of *Weſtmorland* was read the Second time and Committed.

Ordered.

That the Sum of thirteen Shillings and Six pence out of the public money in the hands of *John Holloway* Eſq^r Treaſurer be paid to M^r *Edwin Conway* and that the Like Sum be paid to M^r *William Ball* out of the ſaid money ſo much of their Wages for attending the General Aſſembly at the Laſt Seſſion remaining unpaid

Then the houſe adjorned till *monday* morning Eleven A Clock

Monday

Monday May 23th 1726

A BILL for adding part of the County of *Eſſex* unto the County of *Middleſex* was read the ſecond time and committed to the Committee of Propoſitions and Grievances.

Mr *Randolph* reported from the Committee of Propoſitions and Grievances That the ſaid Committee had had under their Conſideration Several Propoſitions and Grievances and had agreed upon A Report which he read in his place and delivered in at the table Where the ſame was again read

And upon Conſideration thereof

Ordered.

That A bill be brought in to prevent Hogs running at large within the Limits of the Town of *Glouceſter* and that Mr *Willis* and Mr *Cook* do prepare and bring in the ſame

Ordered.

That a bill be brought in to impowere the Juſtices of the County of *Spotſylvania* to Erect a new Court houſe at any place within the ſaid County which they ſhall think moſt convenient and that the Committee of Propoſitions and Grievances do prepare and bring in the ſame

Ordered.

That a bill be brought in to Eſtabliſh a ferry over *Rappahanock* River from Mrs *Jael Johnſons* in *Spotſylvania* County to *Thomas Harwoods* in *King George* County and that the Committee of Propoſitions and Grievances do prepare and bring in the ſame

Reſolved.

That the propoſitions made to this Aſſembly by the Inhabitants of the ſaid County of *Spotſylvania* for laying out a Town on the Lands of *Thomas Buckner* and *John Royſton* and alſo for laying out fifty acres of Land on the Mouth of *Maſſaponax* Creek to the End one other Town may be built in the ſaid County be referd to the Conſideration of the next Seſſion of Aſſembly

A Bill intituled *an Act for Exempting the Preſident Maſters and Others reſiding in the College of* William *and* Mary *from payment of Levies* was read the third time

Reſolved.

That the bill do paſs

Ordered.

That the Committee who prepared the ſaid bill do carry the ſame to the Council for their Concurrence

A bill appointing a Treaſurer was read the firſt time and ordered to be read a Second time

The ſaid bill was read the ſecond time and ſeveral amendmts were made therein at the Table

Ordered.

That the bill with the Amendments be ingroſſed

Then the houſe adjorned till to morrow Morning Eleven A Clock.

Tueſday May the 24th 1726

A MESSAGE was delivered from the Council that they have made ſome Amendments to the bill intituled *an Act for the more Effectual preventing the bringing Tobacco from* North Carolina Alſo to the bill intituled *an Act to prevent the ſetting of Hedges into Rivers and Creeks and the falling of Trees therein* to which They deſire the Concurrence of this houſe.

And that they have paſſed the bill intituled *an Act for reviving and continuing two Acts of Aſſembly therein mentioned.*

The houſe proceeded to take into Conſideration the Amendments aforeſaid and the ſame were ſeverally read and Agreed to by the houſe.

Ordered

Ordered.

That A meſſage be ſent to the Council that this houſe hath agreed to the amendments by them made to the ſaid ſeveral bills and that the Committee of Propoſitions and Grievances do go up with the Meſſage.

A Petition of *Sarah Roſs* and *Stith Bolling* Setting forth that they being the Keepers of A ffferry ſettled by Law over *James* River at *James Town* and *Swanſpoint* are bound to tranſport men and horſes at a Lower rate than the Service deſerves and praying that they may be allowed to take a higher price for the ſame was preſented to the houſe and read.

Reſolved.

That the ſaid petition be rejected

A Petition of Sundry Inhabitants of a Large Tract of Land above the falls of *James* River in behalf of themſelves and their Neighbours complaining of many hardſhips and inconveniences which they ſuſtain by reaſon of the great Length of the County of *Henrico* to which they belong and their remoteneſs from the place where the Court of the ſaid County is now held and praying that they may be made A Diſtinct County and that the like Encouragements may be given to the Inhabitants of ſuch new County as were heretofore given to the Inhabitants of the Counties of *Spotſylvania* and *Brunswick*, was preſented to the houſe and Read

Reſolved

That the ſaid petition is not certified as all Grievances by Law ought to be and that for that reaſon the ſame be rejected.

Ordered.

That it be an Inſtruction to the Committee appointed to prepare A bill for ſettling a new fferry over *Rappahanock* River to prepare one or more Clauſes to be added to the ſaid bill for Settling another fferry over the ſaid River from the plantation of *John Taliaferro* of the *Mount* in the County of *Eſſex* in the Occupation of *Anthony Seal* to the plantation of *John Lomax* in the County of *King George* in the occupation of *Anthony Seal* the younger And alſo for Settling A fferry at *Archers* Point in the County of *Henrico* Over the river Appamatuck to the County of *Prince George.*

Mr. *Randolph* reported from the Committee of Propoſitions and Grievances that the ſaid Committee had had under their Conſideration ſeveral Grievances and agreed upon A Report which he read in his place and delivered in at the table where the ſame was again read.

And upon Conſideration thereof.

Ordered.

That it be an Inſtruction to the Committee appointed to prepare the ſaid bill for ſettling a new fferry over *Rappahanock* River to prepare a Clauſe to be added to the bill for ſettling a fferry at the Landing of *William Pulliam* in the County of *Hanover* over the River *Northanna* to the Land of *John Holliday* in the County of *King William*

Ordered.

That A bill be brought in for making that part of the pariſh of St. *Paul* in the County of *Hanover* Which lieth in the neck between the North and South branches of *Pamunkey* River and alſo that part of the pariſh which lieth above *Stonehorſe* Creek A Diſtinct Pariſh and that the Committee of Propoſitions and Grievances do prepare and bring in the ſame.

And then the houſe adjorned till to morrow morning Eleven a clock

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Wedneſday May 25th 1726

A PETITION of ſundry perſons ffreeholders and Inhabitants of the pariſh of St. *George* in the County of *ſpotſylvania* whoſe names are thereunto ſubſcribed ſetting forth that the Acting Veſtry of the ſaid pariſh were not duly Elected and that ſeveral Members of the Veſtry do not reſide in the pariſh and praying that the ſaid Veſtry may be diſſolved and a new Veſtry choſen was referd by the Council to the Conſideration of this houſe, and was read

Reſolved

Reſolved.

That the ſame be rejected

A Bill to repeal the Act intituled *an Act directing the manner of levying Executions and for relief of poor priſoners for debt* and one other Act to Explain the ſaid Act and to declare the Law concerning Executions and for relief of poor priſoners for debt was read the firſt time and Ordered to be read a Second time

A Bill for Settling new fferies over *Rappahannock Northanna* and *Appamatuck* Rivers was read the firſt time and ordered to be read A Second time

Mr *Randolph* reported from the Committee to whom the bill for adding part of the County of *Eſſex* unto the County of *Middleſex* was committed ſeveral Amendments made to the bill which he delivered in at the Table where the ſame were ſeverally read and agreed to by the houſe.

Ordered.

That the bill with the amendments be ingroſſed.

Mr. *Willis* according to order preſented to the houſe a bill to prevent Swine runing at Large within the Limits of the Town of *Glouceſter* and the ſame was read the firſt time and ordered to be read a Second time

Mr. *Ejcridge* to whom the bill for Erecting a Chappel of Eaſe in the County of *Weſtmorland* was Committed reported ſeveral amendments made to the bill which he delivered in at the table where the ſame were Severally read and agreed to by the houſe

Ordered

That the bill with the amendments be ingroſſed

A Meſſage was brought from the Council that they had made ſome Amendments to the bill intituled *an Act ffor Exempting the Preſident Maſters and Others reſiding in the College of* William *and* Mary *from payment of Levies* to which they deſire the Concurrence of this houſe

A Bill for dividing the pariſh of St. *Paul* in *Hanover* County was read the firſt time and ordered to be read a Second time

Then the houſe adjorned till to morrow morning Eleven a Clock

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Thurſday May 26th 1726

A MESSAGE was brought from the Council that they had agreed to the bill intituled *an Act for Laying A Duty on Liquors*

A Petition of *Charles Kymball* praying that he may be paid his uſual Allowances for Serving as interpreter to the *Sapony* Indians for three years Ending the 17th Day of this inſtant was preſented to the houſe and read

Ordered.

That the ſaid petition be referd to the Conſideration of the Committee of public Claims and that they do Examin the matter thereof and report their Opinion thereon to the houſe

A Bill intituled *an Act appointing a Treaſurer* was read the third time

Reſolved.

That the bill do paſs

Ordered.

That the Committee who prepared the ſaid bill do carry the ſame to the Council for their Concurrence

A Bill intituled *an Act for adding part of the County of* Eſſex *unto the County of* Middleſex was read the third time

And after a Debate the Queſtion was put

That the ſaid bill do paſs

It paſſed in the Negative

Reſolved.

That the bill be rejected

A

A Bill intituled *an Act for Erecting a Chappel of Eaſe in the County of* Weſtmorland was read the third time

Reſolved.

That the ſd bill do paſs

Ordered

That the Committee of Propoſitions and Grievances do carry the ſame to the Council for their Concurrence

The Houſe proceeded to the Conſideration of the Amendments made by the Council to the bill intituled *an Act for Exempting the Preſident Maſters and others reſiding in the College of* William *and* Mary *from payment of Levies* and the ſame were ſeverally read.

Reſolved.

Nemine Contradicente

That this houſe doth not agree to the ſaid Amendments

Ordered.

That a Meſſage be ſent to the Council that this houſe doth not Agree to the amendments by them made to the ſaid bill and That the Committee of Propoſitions and Grievances do go up with the meſſage.

A Bill to repeal the act intituled *an Act directing the manner of Levying Executions and for relief of poor priſoners for debt* and one other Act to Explain the ſaid act and to declare the Law concerning Executions and for relief of poor priſoners for debt were [was] read the Second time

And after a Debate the Queſtion was put.

That the bill be committed

It paſſed in the negative

And ſeveral Amendments were made to the bill at the table

Ordered.

That the bill with the amendments be ingroſſed

A Bill for Erecting A Court houſe in *Spotſylvania* County was read the firſt time and ordered to be read a Second time

And then the houſe adjorned till to morrow Morning Eleven A Clock

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ffryday May 27. 1726

A MESSAGE was brought from the Council that they have paſſed the bill intituled *an Act appointing a Treaſurer*

A motion being made that Leave may be given to bring in a bill to forbid the Juſtices of the County of *Eſſex* for ſome time to build a new Court houſe in the ſaid County which may be an Unneceſſary burthen upon the County in caſe the ſame ſhould be ſoon divided.

And after a Debate thereupon—

Reſolved

That it is the Opinion of this houſe that the ſaid Juſtices ought not to build A New Court houſe in the ſaid County before the next Seſſion of Aſſembly

A Petition of *John Carter* Eſqr Secretary of this Colony ſetting forth that Certain parcels of Land lying in the Counties of *James City* and *Northampton* were upon the firſt Settlement of the Country laid out and appropriated for the uſe of ſuch perſon or perſons who ſhould from time to time Enjoy the Office of Secretary of the ſaid Colony but that by the Strict Rules of Law the ſame cannot paſs in Succeſſion of which divers perſons have taken advantage to the Prejudice of the Petitioners Right and praying that Leave may be given to bring in A bill to Enable him and the Secretary for the time being to hold the ſaid Land during their Continuance in that Office and to make Leaſes of the ſame for twenty one years or three Lives and to commence and Proſecute any Action which ſhall be neceſſary to maintain his Right—was preſented to the houſe and read

Ordered

Ordered.

That Leave be Given to bring in A bill according to the Prayer of the ſaid Petition

A Petition of *Elizabeth Cocke* of the County of *Henrico* Widow and *James Cocke* her Eldeſt Son and Heir apparent ſetting forth that the ſaid *Elizabeth* being lately ſeized in feetail of one hundred Acres of Land lying in the County of *Henrico* called *Curles* which was of little Value to her She hath lately ſold the ſame to Mr *Richard Randolph* with the privity and Conſent of the ſaid *James* and that they are deſirous to Secure the ſaid Land to the Said *Richard* and to ſettle two other parcels of Land and two Negro Slaves of Greater Value to the ſame uſes and praying That Leave may be given to bring in a bill to Confirm the Right of the ſaid *Richard* to the ſaid intailed lands and to Settle the ſaid Other Lands and Negros to the ſame uſes was preſented to the houſe and read.

Ordered.

That the ſaid Petition be referd to the Conſideration of Mr *Conway* Mr *Kemp* and Mr *Poythres* and that they do Examin the Allegations thereof and if they find the ſame to be true that they do prepare and bring in A bill according to the prayer of the Petition

A Meſſage from the Governor was delivered by Mr *Robertſon* Clerk of the Council

Mr *Speaker.*

The Governor commands the immediate attendance of this houſe in the Council Chamber and that you bring with you the bill for Laying a duty upon Liquors and the bill appointing a Treaſurer to the End the ſame may receive his aſſent.

And the houſe went up accordingly and being returned Mr *Speaker* reported that the houſe had attended the Governor who was pleaſed to give his Aſſent to the bill intituled *an Act for laying A Duty upon Liquors* and to the bill intituled *an Act appointing a Treaſurer* and that the Governor was afterwards pleaſed to ſay that he hoped the Council and this houſe would Give ſuch diſpatch to the buſineſs of this Seſſion that the ſame may be brought to A Speedy Concluſion.

Ordered.

That the Wages of the Burgeſſes attending this Seſſion of Aſſembly and all the Charges of this Seſſion be paid out of the public money in the hands of *John Holloway* Eſqr Treaſurer after the rate of ten Shillings A hundred for Tobacco

A Bill for dividing *Stafford* County was read the firſt time and a Debate ariſing thereupon.

The Queſtion was put that the bill be rejected

Reſolved.

In the Affirmative

A Bill to prevent Swine runing at large within the Limits of the Town of *Glouceſter* was read the Second time and Ordered to be ingroſſed

A Bill for dividing the pariſh of St *Paul* in *Hanover* County was read the ſecond time and two blanks in the ſaid bill were filled up.

Ordered

That the ſaid bill be ingroſſed.

A Bill for Erecting a Court houſe in *Spotſylvania* County was read the Second time and committed

A Bill for Settling new ferries over *Rappahanock Northanna* and *Appamatuck* Rivers was read the ſecond time

And Several Amendments were made to the bill at the Table

Ordered

That the bill with the Amendments be ingroſſed

Ordered

That Mr *John Bolling* have leave to be abſent from the Service of the houſe till *Thurſday* next

And then the houſe adjorn'd till to morrow morning Eleven a Clock

Saturday

Saturday May 28th 1726

A BILL intituled *an Act to repeal the Act intituled an Act directing the manner of Levying Executions and for relief of Poor Prisoners for debt And one other Act to Explain the said Act and to declare the Law concerning Executions and for relief of poor Prisoners for debt* Was read the third time

Resolved.

That the bill do pass

A Bill intituled *An Act for settling new ferries over* Rappahanock Northanna *and* Appamatuck *Rivers* was read the third time

Resolved.

That the bill do pass

A Bill intituled *an Act for dividing the parish of S*t. Paul *in* Hanover *County* was read the third time

Resolved.

That the bill do pass

A Bill intituled *a Act to prevent Swine runing at Large within the Limits of the Town of* Glouceſter was read the third time

Resolved.

That the bill do pass

Ordered.

That the Committee of Propoſitions and Grievances do carry the ſaid bills to the Council for their Concurrence

Ordered.

That Mr. *Cole* have leave to be abſent from the Service of the houſe till *Thurſday* next

A Petition of *James Shields* Keeper of the public Goal praying that his Claim for keeping the ſaid Goal may be paid to him in money inſtead of Tobacco was preſented to the houſe and read

Ordered.

That the ſaid petition do lie on the Table and that the ſame be conſidered with the book of Claims

Ordered.

That Mr *Lee* be added to the Committee of propoſitions and Grievances

Mr *Randolph* reported from the Committee to whom the bill for Erecting a Court houſe in *Spotſylvania* County was Committed Several Amendments made to the bill which he read in his Place and delivered in at the table, where the ſame were again ſeverally read and agreed to by the houſe

Ordered.

That the bill with the amendments be ingroſſed

Mr *Randolph* reported from the Committee of Elections and Privileges that they had had under their Conſideration the return of the Writ made out this Seſſion for Electing A Burgeſs to ſerve in this preſent Seſſion of Aſſembly for the County of *Northampton*. Alſo of the Writ for Electing A Burgeſs for the County of *Eliz. City*. Alſo of the Writ for Electing a Burgeſs for the County of *Accomack* And of the Writ for Electing a Burgeſs for the County of *Weſtmorland* and that they found the ſame to be duly made.

Then the houſe Adjorned till *Monday* morning Eleven a Clock.

Monday May 30th 1726

A MESSAGE was brought from the Council that they have paſſed a bill intituled *an Act for remedying divers inconveniences ariſing by the unſeaſonable ſhiping of Tobacco* to which they deſire the Concurrence of this houſe and the ſaid bill was read the firſt time and ordered to be read a Second time.

Mr *Conway* reported that the perſons appointed had according to order Examined the Alligations of the Petition of *Elizabeth Cocke* and *James Cocke* and found the ſame

to

to be true and had prepared A bill according to the prayer of the ſaid petition and he preſented to the houſe A bill to confirm the title of *Richard Randolph* to certain intailed Lands and to ſettle other Lands to the ſame Uſes and the ſame was read the firſt time and ordered to be read A Second time

Mr. *Randolph* according to the Leave of the houſe preſented a bill to make the Secretary of the Colony of *Virginia* for the time being A perſon capable in Law to take and hold certain Lands therein mentioned and to make Leaſes thereof and the ſaid bill was read the firſt time and ordered to be read a Second time.

A Bill intituled *an Act for Erecting A Court houſe in* Spotſylvania *County* was read the third time

Reſolved.

That the Bill do paſs

Ordered

That the Committee of Propoſitions and Grievances do carry the bill to the Council for their Concurrence.

The bill to confirm the title of *Richard Randolph* to certain intail'd Lands and to ſettle other Lands to the ſame uſes was read the Second time

And an Amendment to the title of the bill was made at the table.

Ordered.

That the bill with the Amendment be ingroſſed

Then the houſe adjorn'd till to morrow morning Eleven A Clock

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Tueſday May 31th 1726

AN ingroſſed bill from the Council intituled *an Act for remedying divers inconveniencies Ariſing by the unreaſonable Shiping of Tobacco* was read the Second time

And the Queſtion was put that the bill be committed

And it paſſed in the Negative

Then the Queſtion was put that the bill be read a third time

It paſſed in the Negative

A Bill intituled *an Act to confirm the title of* Richard Randolph *to certain intailed Lands and to ſettle other Lands of Greater Value and two Negro Slaves to the ſame uſes* was read the third time and an Amendmt. was made therein at the table.

Reſolved.

Nemine Contradicente

That the bill as amended do paſs

Ordered

That the Committee who prepared the ſaid bill do carry the ſame to the Council for their Concurrence

A Bill to make the Secretary of the Colony of *Virginia* for the time being A perſon Capable in Law to take and hold certain Lands therein mentioned and to make Leaſes thereof was read the ſecond time and Committed

Mr *Wm Ball* reported from the Committee of public Claims that the ſaid Committee had had under their Conſideration all the Claims which had been duly certified to this Seſſion of Aſſembly and had made ſeveral Allowances thereupon which they had Entered in a book and he delivered the ſame in at the table

And part of the ſaid Book was read

Ordered

That the further Conſideration thereof be adjorn'd till to morrow

Ordered.

That Mr *William Thornton* have leave to go home upon Extraordinary Occaſions.

Then the houſe adjorned till to morrow morning Eleven a Clock

Wedneſday

Wednesday June 1° 1726

A PETITION of *John Francis* práying that he may have an Allowance for his Services in putting the papers and Records of the General Assembly in order and making Exact Lists thereof which he was Imploied to do by the Clerk of this House was presented to the house and read

Ordered.

That the Sum of Twenty Pounds out of the public money in the hands of *John Holloway* Esq^{r} Treasurer be paid to *John Francis* for his Service in putting the Papers and Records of the General Assembly in Order and making Exact Lists thereof

M^{r} *Randolph* to whom the bill to make the Secretary of the Colony of *Virginia* for the time being a person capable in Law to take and hold certain Lands therein mentioned and to make Leases thereof was committed reported Several Amendments made to the bill which he read in his Place & delivered in at the table where the same were again Severally read and Agreed to

Ordered

That the bill with the Amendments be ingrossed

The House according to Order proceeded to the further Consideration of the book of Claims and the same was read through and agreed to by the house with some Amendments.

A Message was brought from the Council that they have passed a bill intituled *an Act for amending the Act concerning Servants and Slaves and for the further Preventing the Clandestine Transportation of persons out of this Colony* to which they desire the Concurrence of this house And that they have passed the bill intituled *an Act for Settling New fferries over* Rappahanock Northanna *and* Appamatuck *Rivers.* Also the bill intituled *and Act for dividing the Parish of S*^{t} Paul *in* Hanover *County*, Also the bill intituled *an Act to prevent swine runing at Large within the Limits of the Town of* Glouceſter

Ordered.

That the respective Sums hereafter mentioned be paid to the Officers of the General Assembly respectively out of the public money in the hands of *John Holloway* Esq^{r} Treasurer *Viz*^{t}

To M^{r} *Randolph* Clerk of the house of Burgesses for a Copy of the Journal of this Session delivered to M^{r} *Speaker*. Fifty Shillings

To the said *John Randolph* for his service in the said Office during the Session One hundred Pounds

To M^{r} *Will*^{m} *Robertson* Clerk of the General Assembly for his Service this Session ffifty pounds

To M^{r} *Godfrey Pole* Clerk of the Committee of propositions and Grievances for this Service this Session fforty pounds

To M^{r} *Miles Cary* Clerk of the Committee of public Claims for his Service this Session fforty pounds.

To M^{r} *Philip ffinch* Serjeant at Arms and Macebearer attending this house for his Service this Session fforty pounds

To M^{r} *Le Neve* Chaplain to the house for his attendance this Session twenty pounds

To M^{r} *Richard Hickman* for the Door keeper of the Council Ten pounds

To *James Hassel*, *Nicholas Wager*, *Robert Dyer* & *William Francis* Door keepers attending this House Seven Pounds ten Shillings Each.

Ordered.

That the said Allowances be added to the book of Claims and that the Committee of Public Claims do carry the said book to the Council and desire them to pass the same.

M^{r} *Randolph* reports from the Committee appointed to draw up an Address to his Majesty an Address agreed upon by the Committee which he read in his Place and afterwards delivered in at the table where the same was twice read and Agreed to

Ordered

Ordered.

That the Addreſs be written over fair and a blank left for the Council and that the Committee who prepared the ſaid Addreſs do carry the ſame to the Council for their Concurrence

The ingroſſed bill from the Council intituled *an Act amending the act Concerning Servants and Slaves and Slaves and for the further Preventing the Clandeſtine Tranſportation of perſons out of this Colony* was read the firſt time and ordered to be read a Second time

Then the Houſe adjorn'd till to morrow morning Eleven A Clock

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Thurſday June 2d 1726

A MESSAGE was brought from the Council that they have made divers amendmts to the bill intituled *an Act to repeal the Act intituled an Act directing the manner of Levying Executions and for relief of poor priſoners for debt And one other Act to Explain the ſaid Act and declare the Law concerning Executions and for Relief of poor priſoners for debt* to which they deſire the Concurrence of this houſe.

A bill intituled *an Act to make the Secretary of the Colony of* Virginia *for the time being a perſon Capable in Law to take and hold certain Lands therein mentioned and to make Leaſes thereof* was read the third time

Reſolved.

That the bill do paſs

Ordered.

That the Committee of Propoſitions and Grievances do carry the ſaid bill to the Council for their Concurrence

A petition of ſundry Perſons whoſe names are thereunto ſubſcribed in behalf of themſelves and the greater part of the ffreeholders and Inhabitants of *Elizabeth City* Pariſh complaining of Great hardſhips they have for many years labored under by reaſon of certain perſons Aſſuming to themſelves without lawful Authority and Exerciſing in an unjuſt manner the power of Veſtry men of the ſaid Pariſh and praying that the ſaid Veſtry may be diſſolved and the Inhabitants admitted to make Choice of another Veſtry And that A new Church which they are about to build may not be built in the Place where they intend to build the ſame it being remote from the Greater Number of the ſd Inhabitants was referd from the Governor and Council to this houſe and Was read.

Ordered.

That the ſaid petition be referd to the Conſideration of the next Seſſion of Aſſembly.

Reſolved.

That it is the opinion of this houſe that in the mean time the preſent Veſtry of the ſaid Pariſh ought not to procede in the building a new Church in the ſaid Pariſh but may repair the Old Church.

A Petition of *Henry Scarburgh* and *Edmund Scarburgh* in behalf of themſelves and the Inhabitants of the Pariſh of *Accomack* complaining of the unjuſt and Arbitrary Procedings of the preſent Veſtry of the ſaid Pariſh and that they refuſe to repair the Mother Church with intent to induce A neceſſity of building a new Church and praying that the ſaid Veſtry may be diſſolved was referd from the Governor and Council and was read.

Reſolved.

That the ſaid petition be rejected. A Complaint from ſundry Inhabitants of the ſaid Pariſh againſt the ſaid Veſtry being already referd by this houſe to the Conſideration of the next Seſſion of Aſſembly.

Reſolved.

That it is the Opinion of this houſe that the Veſtry of the ſaid pariſh Ought to make all neceſſary repairs to the Mother Church.

The

The houſe proceded to the Conſideration of the Amendments made by the Council to the bill intituled *an Act to repeal the Act intituled an Act directing the manner of Levying Executions and for relief of poor Priſoners for debt and one other Act to Explain the ſaid Act and to declare the Law concerning Executions and for relief of poor Priſoners for debt,* and the ſame were Severally read

And the firſt Second third fourth and fifth Amendments were agreed to and the Sixth Amendment was Agreed to with ſeveral Amendments and the Laſt Amendment was diſagreed to. But the houſe agreed to ſtrike out the Clauſe to which the ſaid Amendment was made

Ordered

That a Meſſage be ſent to the Council to acquaint them that this houſe hath Agreed to One of the ſaid amendments with ſeveral Amendments and hath agreed to all the other Amendments Except the Laſt to which they diſagreed But do agree to ſtrike out the Clauſe to which that Amendment is propoſed. And that the Committee of propoſitions do go up with the Meſſage

A Meſſage was brought from th[e] Council that they had Agreed to the Addreſs to his Majeſty and had filled up the blank left for them and that the ſame was ſigned by one of their Number

Which Addreſs is as ffollows

To the Kings moſt Excellent Majeſty

The humble Addreſs of the Council and Burgeſſes of Virginia.

Moſt Gratious Soverain

After ſo much rejoicing among thoſe of your Majeſties Subjects whoſe happineſs it is to be near your Roial Preſence for your ſignal deliverance from the Great perils to which you have lately been Expoſed in your Return to your Kingdom of *Great Britain* Your Majeſties moſt dutiful and Loial Subjects The Council and Burgeſſes of your Majeſties Colony and Dominion of *Virg*ª who are Equally intereſted in your Majeſties Safety cannot be ſilent But do unfeignedly congratulate your Majeſties ſafe Arrival and Aſſure your Majeſty that your wonderful Eſcape from the Dangers of the Deep was A matter of the greateſt Joy imaginable throughout this Dominion.

And being now convened by your Majeſties Authority in A General Aſſembly We preſume to acquaint Your Majeſty That taking notice of the preſent diſtreſſed State of the College of *William* and *Mary*, founded in this Country by your Majeſties Roial Predeceſſors King *William* and Queen *Mary* of Glorious memory And of many Accidents and Misfortunes Which have concurred to delay the progreſs thereof And knowing of how great moment the promoting this Charitable and pious deſign is to us and Our poſterity We have agreed to Lay a Duty on Liquors imported (Except from *great Britain*) and to Appropriate two hundred pounds ℔ annum towards the Support of this College And we are Emboldened from your Majeſties Readineſs upon all Occaſions to Succour the foundations of Learning and Religion to hope that What we have done will not only be acceptable to your Majeſty But that after the Example of their Late Majeſties King *William* Queen *Mary* and Queen *Anne* of bleſſed memory you will be gratiouſly pleaſed of your Roial bounty to Contribute your ffurther Aſſiſtance towards perfecting this Good Work

It is not without Great Sorrow that we muſt further acquaint Your Majeſty That your Lieut Governor *Hugh Dryſdale*. Eſquire by reaſon of an Indiſpoſition which he hath long labored under hath determin'd unleſs he can be ſpeedily relieved here to repair to *Great Britain* for recovery of his health and We beg leave humbly to Aſſure your Majeſty That by his remarkable Affection to your Majeſties perſon and your illuſtrious houſe his Great Zeal for your Service and his juſt and Mild Adminiſtration without any views of ſelf intereſt he hath merited ſo much of us That we ſhall Eſteem his ſpeedy return to his Station a great happineſs to your people here.

Ordered

That the ſaid Addreſs be ſigned by the Speaker of this houſe

A Meſſage was brought from the Council that they have made ſome Amendments to the bill intituled *an Act for Erecting A Court houſe in* Spotſylvania *County* to which they deſire the Concurrence of this houſe

And the ſaid Amendments were ſeverally read and agreed to

Ordered

That a Meſſage be ſent to the Council to Acquaint them that this houſe hath agreed to the ſaid Amendments by them made to the ſaid bill.

The ingroſſed bill from the Council intituled *an Act for Amending the Act concerning Servants and Slaves and for the further preventing the Clandeſtine Tranſportation of perſons out of this Colony* was read the ſecond time and Ordered to be read a third time.

Ordered.

That the Sum of Seventy pounds out of the public money in the hands of *John Holloway* Eſq[r] be paid to M[r] *John Randolph* Clerk of the houſe of Burgeſſes for twenty Eight Copies of the Laws of this Seſſion of Aſſembly to be sent by him to the reſpective Counties of this Colony

Then the houſe adjorn'd till tomorrow morning Eleven A Clock

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ffryday June 3[d] 1726

ORDERED

That M[r] *Aylet* have leave to go home upon Extraordinary Occaſions

Ordered.

That the Sum of twenty two pounds ten Shillings be paid out of the public money in the hands of *John Holloway* Eſq[r] Treaſurer to M[r] *John Randolph* Clerk of the houſe of Burgeſſes for four Copies of the Laws and four Copies of the Journall of this Seſſion of Aſſembly to be by him made out to the Governor And one Copy of the Laws of this Seſſion to be made out for the uſe of the General Court

Ordered.

That the Committee of Claims do carry up all the Orders of this houſe made during this Seſſion of Aſſembly for iſſuing money out of the Treaſury to the Council and deſire their Concurrence thereto

A Petition of *Henry Irwin* ſetting forth that he had at very great Expence made A Good Cauſway over *Sawyers* Swamp in the County of *Elizabeth City* and cleared a Road through the ſame forty foot wide which he undertook at the requeſt of Sundry perſons who ſubſcribed divers ſums of money towards Defraying the Expence thereof but many of the Subſcribers being dead inſolvent and removed out of the Country the Petitioner hath diſburſed upon that Work more than he has received Eighty Pounds And praying that he may have the liberty to ſet up a Turnpike upon the ſaid Road and take ſuch rates of Travellers as ſhall be thought reaſonable until he ſhall be fully rein[m]burſed all his Expences upon the ſaid Work Which is of Univerſal benefit to the people of this Colony or that he may be otherwiſe relieved as this General Aſſembly ſhall think fit was refer'd from the Governor and Council and was read

Reſolved.

That the ſaid petition be rejected

An ingroſſed bill from the Council intituled *an Act for amending the Act concerning Servants and Slaves and for the further preventing the clandeſtine tranſportation of perſons out of this Colony* was read the third time.

Reſolved.

That the bill do paſs

Ordered.

That A meſſage be ſent to the Council to acquaint them that this houſe hath paſſed the ſaid bill and that the Committee of Propoſitions and Grievances do go up with the meſſage

A

A meſſage was brought from the Council that they have agreed to the Amendments propoſed by this houſe to one of the amendments by them made to the bill intituled *an Act to repeal the Act intituled an Act directing the manner of Levying Executions and for relief of Poor priſoners for debt and one Other Act to Explain the ſaid act and to declare the Law concerning Executions and for relief of poor priſoners for debt* and that they recede from their amendment to which this houſe hath diſagreed and agree to ſtrike out the Clauſe to which that Amendment was made.

Ordered

That A Committee be appointed to proportion the public Levy of the ffollowing perſons

Mr. *Randolph*

Mr. *Lee* — Mr. *John Thornton* &
Mr. *Robt Bolling* — Mr. *Kemp*

Ordered.

That the ſaid Committee do prepare and bring in a bill for raiſing a public Levy.

Then the houſe adjorned till to morrow morning Eleven a Clock

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Saturday June 4th 1726

ORDERED.

That Mr. *Lee* have leave to go home upon Extraordinary Occaſions

Mr. *Conway* acquainted the houſe that he had had an Opportunity of being informed of the procedings upon an Appeal to his Majeſty from a Judgmt. of the General Court of *Virga* in an Action lately depending there between the Executors of *Micajah Perry* and *Richard Perry* late of *London* Merchants deced Plts and the Ex'ors of Colo *Wm Randolph* late of this Colony deced Defendants which were likewiſe well known to moſt of the Members of this houſe And that it appeared to him that that Judgment and the verdict of a Jury which had paſſed between the Parties with all the Solemnities of the Law had been ſet aſide upon the Report of ſome Merchants who were not under the obligation of an Oath to do juſtice and that A Judgment was Entered up here in Obedience to an Order made upon that Report without any new trial by a Jury Whereby he was Apprehenſive that the Rights and Properties of all the people here were Affected to A Great degree and therefore moved that an humble Repreſentation of the matter be made from this houſe to his Majeſty To the End ſome Redreſſ may be had and the Evil Conſequences of ſuch A precedent prevented and thereupon

Reſolved.

Nemine Contradicente.

That an humble Repreſentation of the true ſtate of the ſaid Caſe be made to his Majeſty according to the ſaid Motion

Ordered.

That Mr. *Conway* Mr. *Blair* Mr. *Eſcridge* Mr *Bouſh* and Mr *Kemp* do draw up A Repreſentation to his Majeſty accordingly

A Meſſage was brought from the Council that they have paſſed the bill intituled *an Act to make the Secretary of the Colony of* Virginia *for the time being a Perſon capable in Law to take and hold certain Lands therein mentioned and to make Leaſes thereof.*

And Alſo the bill intituled *an Act to Confirm the title of* Richard Randolph *to certain intailed Lands and to Settle other Lands of greater Value and two Negro ſlaves to the ſame uſes.*

And that they had Agreed and obtained the Governors Aſſent to the book of Claims and All the orders of this houſe for the payment of money out of the public money in the hands of the Treaſurer which had been ſent up to them

Then the houſe adjornd till *Monday* morning Eleven A Clock

Monday

Monday June the 6th 1726

MR *Conway* reported that the perſons appointed had according to Order drawn up a Repreſentation to his Majesty concerning the procedings upon an Appeal from A Judgment of the General Court given in an Action there lately depending between the Executors of *Micajah* and *Richard Perry* Merchants of *London* Plts and the Ex'ors of Colo *Willm Randolph* deced Defendants which he read in his place and afterwards delivered the ſame in at the table where it was again twice read and Agreed to

Ordered.

That the Committee who drew up the ſaid Repreſentation do carry the ſame up to the Council and deſire their Concurrence therein.

Mr *Randolph* reported that the perſons appointed had according to Order proportioned the public Levy which amounts to Eleven pound of Tobacco ℔ poll and that they had entered the ſeveral Proportions in A book as has been uſual and he delivered the ſame in at the table where it was read and Agreed to.

A Bill for raiſing A public Levy was read the firſt time and Ordered to be read A Second time.

And the ſame was read a Second time and Ordered to be ingroſſed

An ingroſſed bill intituled *an Act for raiſing A public Levy* was read the third time

Reſolved.

That the bill do paſs.

Ordered.

That the Committee who prepared the ſaid bill do carry the ſame with the book of Proportions to the Council for their Concurrence

The houſe being informed that Mr *Comiſſary Blair* intends ſhortly to repair to *Great Britain*

Ordered.

That Mr *Conway* Mr *Merriwether* and Mr *John Bolling* do Acquaint him that this houſe is deſirous that he ſhould Solicit that part of the Addreſs of the Council and this houſe to his Majeſty which doth relate to the College of *William* and *Mary.*

Then the houſe adjorned till to morrow Morning Eleven A Clock

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Tueſday June 7th 1726

A MESSAGE was delivered from the Council that they had Agreed and obtained the Governors Aſſent to the book of Proportions

That they had paſſed the bill intituled *an Act for raiſing a public Levy.*

And that they had Concurred in the repreſentation to the Kings Majeſty ſent up by this houſe which was ſigned in their behalf by one of their Number Which Repreſentation is as ffolloweth.

To the Kings moſt Excellent Majeſty

The humble Repreſentation of the Council and Burgeſſes Of Virginia.

Moſt Gracious Soverain.

Your Majeſties moſt dutiful and Loial Subjects the Council and Burgeſſes of this your Majeſties antient Colony and Dominion of *Virginia* with all humility Preſume to inform Your Majeſty that ſome years ago an Action upon the Caſe was commenced in the General Court of this Colony in the names of *Sarah Perry* Widow Executrix of the Laſt Will and teſtamt of *Richard Perry* Merchant deceaſed and of *Sarah Perry Micajah Perry* and *Philip Perry* Merchants of *London* Executors of *Micajah Perry* Merchant deceaſed againſt *Mary Randolph* widow *William Randolph* and *Thomas Randolph* Gentlemen Executors of the Laſt Will and Teſtament of *William Randolph* Gent deceaſed. Wherein the ſaid Plaintifs declare that the ſaid *William Randolph* in his life time being

being indebted unto the ſaid *Richard Perry* and *Micajah Perry* in their life times the Sum of two thouſand and four hundred Sixty five pounds One Shilling and Eight pence upon the ballance of an Account in Court produced in Conſideration thereof Aſſumed to pay the ſame to which the Defendants *Mary* and *Thomas* appeared and pleaded ſeverally with the leave of the leave of the Court that their Teſtator *William Randolph* did not Aſſume and that they had fully adminiſtred And the Defendant *William* pleaded that he was never Executor nor Ever Adminiſtred as Executor and the Court being informed that in the Accounts Exhibited by the Plaintifs divers great Sums were Charged for inſurance and for Intereſt and Intereſt upon intereſt on money which from time to time had become due from the ſaid *William Randolph* in A Long intercourſe of Trade and Dealings between him and the Pl^ts^ Teſtators it was ordered by the Conſent of the Plaintifs and Defendants and conformable to the practice of the Court in like Caſes that all the Accounts between the ſaid Parties ſhould be referd to the Examination of certain Perſons nominated to the Court who were Ordered to report how much they ſhould find charged in the ſaid Accounts for Inſurance and for Intereſt and intereſt upon intereſt in order to make the matters in diſpute more clear and Perſpicuous to the Jury who were to paſ upon the trial of the Iſſue's and accordingly the perſons to whom the Reference was made did report that upon Examination of all the Accounts in difference which began before the year 1687 it appeared to them that ſetting aSide the ſeveral Sums charged for intereſt and intereſt upon intereſt the Plaintifs had not only been ſatisfied of their Whole demand but that there was A ballance due to the Def'ts after which report the Council for the Plaintifs moving to bring on a trial of the iſſue joined upon the Plea of the Defendant *Mary* That her Teſtator did not Aſſume A trial was had accordingly by twelve good and Lawful men of this Colony who being Sworn and having heard all the Evidence that was offerd of Either ſide and the Arguments of the Council of both Parties found a verdict for the Defendant *Mary* and nothing being offered on the part of the Plaintifs to ſtay the Judgment of the Court nor any motion made for a new trial a Judgment was Entered up that the Plaintifs ſhould take nothing by their bill from which they appealed to your Majeſty; And your Majeſty having been pleaſed to refer their Petition of Appeal to the Right honorable the Lords of the Committee for hearing Appeals from the Plantations Their Lordſhips upon hearing the parties therein Concerned were pleaſed to refer the Accounts in Queſtion to the Examination of ffour Merchants reſiding in *London* two of Whom reported their Opinion that the Several Items of Intereſt and inſurance appeared to them throughout the Whole Accounts to be fair and juſt and Agreeable to what is alwaies charged and Allowed in Accounts of this nature by the Conſtant uſage of Merchants trading to the Plantations and one other of the ſaid Refferees concurring with them their Lordſhips upon another hearing were pleaſed to report their Opinion that the Judgment given in the ſaid General Court was Erronious and that the ſame Should be reverſed and Judgment Entered up for the Appellants in the Sum of Two thouſand four hundred Sixty pounds damages and that the ſaid Sum ſhould be recovered out of the Aſſets of the ſaid *William Randolph* deceaſed and ten pounds Sterling Coſts out of the ſaid Aſſets if the Reſpondents have Goods of the Teſtator to that Value and if they have not the Coſts to be recovered out of the proper Goods of the Reſpondents And their Excellencies the Lords Juſtices in Council the twentieth Day of *July* 1725 taking the ſaid report into Conſideration were pleaſed to approve thereof and to Order that Judgment ſhould be Entered up accordingly in humble Obedience to Which the Judges of the ſaid Court have Cauſed the ſaid Judgment to be Entered up againſt the ſaid *Mary Randolph William Randolph* and *Thomas Randolph* Now may it pleaſe your Majeſty. We the Council and Burgeſſes of the ſaid Colony taking into Our Conſideration the Several Circumſtances of this Caſe and reflecting on the Conſequences which A Precedent of this nature may have on the trade and properties of your Majeſties good Subjects of this Colony do moſt humbly beg Leave to repreſent to your Majeſty that no ſuch Cuſtom or Uſage hath Ever hitherto prevailed or been allowed among the

Merchants

Merchants trading to this Colony whereby Intereſt or Intereſt upon Intereſt hath been or can be recovered upon Open runing Accounts but that in actions at the Common Law no Plaintif hath any other Allowance of Intereſt but ſuch as a Jury ſhall think fit to Aſſeſs in Damages who by the Laws and Cuſtoms of *England* (to which Our procedings here do as near as can be conform) are the only proper Judges thereof and after a Jury duly Elected tried and Sworn hath found the Verdict againſt the Plaintif upon the point of Damages we humbly apprehend ſuch Plaintif is concluded by it and can have no Judgment to recover without A new trial and Verdict for him Moreover. We humbly beg leave to inform Your Majeſty that the Judgment of your General Court here in the Caſe above repreſented being by your Majeſties Authority reverſed and in Conſequence thereof the verdict of the ſaid Jury ſet aſide the matter of the Plea upon which that trial was had remains undetermined and there being ſeveral other Pleas upon which Iſſues were tendered in that Suit and not tried it doth appear by the Record in the ſd Action that A Judgment is Entered againſt the Defendants without any trial Permit us further humbly to repreſent to your Majeſty that altho in the Caſe aforeſaid three Merchants in London have delivered their Opinion that the Demand of the Plaintifs was juſt and reaſonable yet no ſuch Method of Examining the Judgments of your General Court given according to the rules of the Common Law hath ever hitherto been allowed or Eſtabliſhed— But your Majeſties Subjects in this Colony have alwaies without interruption had and Enjoied the benefits of A Legal Trial by Juries in all Actions commenced or proſecuted by and againſt them at the Common Law And We do with all humility repreſent to your Majeſty that if in the like caſes coming before your Majeſty in your Privy Council by Appeal the Reports of Merchants who are under no Obligation of an Oath and are Ever inclined to favor one another be admitted to Overrule the Verdicts of Legal Juries Your Majeſties Subjects here will be liable to whatever Charges and impoſitions their Factors and Correſpondents in *Great Britain* think fit to load them with to the Great diſcouragement of their Trade and Induſtry

Wherefore We moſt Earneſtly beſeech your Majeſty to Eſtabliſh for the future ſuch a Regular Courſe for Examining and reforming the Judgments given in Your Supreme Courts here that your Subjects of this Dominion may ſtill Enjoy the benefit of Trial according to the Laws and Cuſtoms of *England* under which this Colony was happily planted and which they Account one of their moſt valuable Privileges All which is moſt humbly and unanimouſly ſubmitted by us to your moſt ſacred Majeſty

Robert Carter.

Ordered.

That the ſaid Repreſentation be ſigned by the Speaker in behalf of this houſe

A motion was made that an Addreſs might be made to the Govr to deſire him to tranſmit the Addreſs of the Council and this houſe and the ſaid Repreſentation to the King

And A Writing drawn up in the form of an Addreſs was preſented with the Leave of the houſe & being twice read was agreed to.—

Ordered.

That the ſaid Addreſs be written over fair and ſent up to the Council for their Concurrence and that the Committee of Propoſitions and Grievances do carry the ſame up

And the ſaid Addreſs was ſent down by the Council to the houſe which is as followeth

To the Honorable Hugh Dryſdale *Eſqr his Majeſties Lieut. Governor and Commander in Chief of the Colony and Dominion of* Virginia

SIR.

The Council and Burgeſſes having diſpatcht all the important matters which have been under their Conſideration during this Seſſion of Aſſembly Do now preſent to your

your Honor for your Aſſent ſeveral bills which are the reſult of their Conſultations and hope they are not only conſiſtent with your inſtructions but well adapted to the preſent neceſſities of this Colony

We have alſo prepared an humble Addreſs to the Kings Majeſty together with A Repreſentation concerning the procedings upon an Appeal from A Judgmt of the General Court given in an Action there lately depending between the Ex'ors of *Micajah* and *Richard Perry* late of *London* Merchants deced Plaintifs and the Exors of Colo *William Randolph* deced Defendants which we have been induced to make in regard We are apprehenſive that there are ſeveral matters appearing upon the Record of that Caſe which may Produce many Conſequences Extremely detrimental to the Rights and Properties of the people of this Colony And we do humbly deſire your Honor to tranſmit this Addreſs and Repreſentation to his Majeſty in the uſual manner

And We do return your Honor our unfeigned thanks for your Concurrence in Every thing that hath been thought uſeful and beneficial to the people we Repreſent And do ſincerely pray for the ſpeedy recovery of your Health and that you may have all the Succeſs you deſire in your undertakings

Ordered.

That the ſaid Addreſs be preſented by the Whole houſe When they attend the Governor with the bills which have paſſed this Seſſion

A Meſſage from the Governor by Mr *Robertſon* Clerk of the Council.

Mr. *Speaker.*

The Governor Commands the immediate attendance of this Houſe in the Council Chamber and that you bring with you ſuch bills as are ready for his Aſſent

And the houſe went up accordingly and the Governor was pleaſed to Give his Aſſent to the ſeveral public and private Bills following

An Act for Laying a Duty on Liquors

An Act Appointing a Treaſurer

An Act to repeal the Act intituled an Act directing the manner of levying Executions and for relief of Poor Priſoners for Debt and one other Act to Explain the ſaid Act and to declare the Law Concerning Executions and for relief of poor priſoners for Debt.

An Act for Amending the Act concerning Servants and Slaves and for the further preventing the Clandeſtine Tranſportation of perſons out of this Colony

An Act for reviving and Continuing two acts of Aſſembly therein mentioned

An Act for the more Effectual preventing the bringing Tobacco from North Carolina *and the bounds in Controverſy*

An Act to prevent the ſetting of Hedges into Rivers and Creeks and the falling of Trees therein

An Act for ſettling New fferries over Rappahanock Northanna *and* Appamatuck *Rivers*

An Act for raiſing A public Levy

An Act to make the Secretary of the Colony of Virga *for the time being A perſon Capable in Law to take and hold certain Lands therein mentioned and to make leaſes thereof*

An Act for Erecting A Courthouſe in Spotſylvania *County*

An Act for dividing the pariſh of St Paul *in* Hanover *County*

An Act to prevent Swine runing at Large within the Limits of the Town of Glouceſter

An Act to Confirm the title of Richard Randolph *to certain intailed Lands and to Settle other Lands of greater Value and two Negro ſlaves to the ſame uſes*

And then the Speaker read and preſented the Addreſs and Repreſentation to his Majeſty

To which the Governor was pleaſed to Anſwer that he ſhould take the firſt Opportunity to tranſmit the ſame to be preſented to his Majeſty

And afterwards made the following Speech

Gentlemen of the Council and houſe of Burgeſſes.

The Diſpatch you have given to all the buſineſs brought before you this Seſſion of Aſſembly has been very agreeable to me but the ſingular readineſs and unanimity you

you Expreſſed to the motion I made concerning the College deſerves a Return of my beſt thanks and acknowledgements which I now tender to you all on this Public Occaſion You Could not hit on an Action that will better perpetuate your memories and for your preſent Satisfaction you'l have the applauſes of all Countries that Honor religion or Learning.

The Seaſon of the year and your own diſpoſitions to return to your Reſpective homes makes it highly neceſſary to put an End to this Seſſion of Aſſembly accordingly I prorogue you to *Thurſday* the Seventeenth Day of *November* and this Seſſion ſtands prorogued to that time.

Hugh Dryſdale.

427-428

INDEX

Index

A

Accomack County, burgeſſes, vii, viii, ix, x, xi, 7, 127, 180, 258, 364; burgeſſes from, authorized to prepare bill for building church in, 279; claims, 179, 255, 330; grievances, 133, 182, 387, 406; petition of upper inhabitants of, asking for a church, 278; propoſitions, 125, 191, 192, 263; report of committee on propoſition in reference to empowering freeholders to elect veſtry for pariſh, 138; report of committee on propoſition in reference to giving juſtices of the peace power to determine ſuits under the value of 500 lbs. of tobacco, 138; report of committee on propoſition in reference to inhabitants' paying public dues in county commodities, 138; return of writ for electing a burgeſs, 415; writ for electing burgeſs, 321, 401.

Accomack Pariſh, bill for erecting church in, 289, 291, 293, 304, 334, 336, 337, 344, 353; petition of Henry and Edmund Scarburgh in behalf of inhabitants of, 418.

Adams, James, claimant, 256, 323; petitioner, 9, 52, 79, 125, 180, 224.

Albany, treaty with Indians at, mentioned, xxxviii, 366.

Ale, duty on, xlvii, 379, 403.

Allen, George, claimant, 223.

Allen, Suſan, petitioner, 181.

Allen, Suſanna, claim rejected, 35; claimant, 15, 33, 55; report of committee on claim of, 14.

Allerton, Willoughby, burgeſs, vii, 4, 5, 9, 17, 19, 26, 27, 35, 36, 37, 38, 46, 50, 54, 58, 72, 93, 111, 113.

Anderſon, George, burgeſs, viii, 127, 141, 147, 163.

Anderſon, John, petitioner, 175.

Anderſon, Paulin, lands veſted in, 372, 373, 375, 377, 395; petitioner, 365; report of committee on petition of, 367.

Applewhaite, Henry, burgeſs, xi, 364.

Appomattox River, ferry over, 411, 412, 414, 415, 417, 425; mentioned, 85, 97, 98, 100, 102, 104, 111, 112.

Archers Hope Creek, port at, 263, 296.

Archers Point, mentioned, 411.

Armſtead, ————, burgeſs, 3, 4, 8, 14, 39, 41, 45, 46, 59, 77, 78, 101, 141, 147, 158, 249, 281.

Armiſtead, Anthony, burgeſs, x, 257, 287, 295; complaint of Joſhua Curl againſt, 261; election conteſted, 254, 270; not duly elected a burgeſs, 270.

Armiſtead, John, petitioner, 226.

Armiſtead, Robert, burgeſs, vii, xi.

Armiſtead, William, burgeſs, vii, viii, 6, 126.

Aſhton, Henry, burgeſs, viii, 121, 123, 126, 147, 158, 163.

Aſſemblies, bill for frequent meeting and calling, 174, 156, 159, 160.

Aſſiento Treaty, mentioned, xv.

Atterbury, Francis, mentioned, xvi.

Attorneys, fees of, 24, 26, 27, 29, 187, 189, 192, 197, 198, 200, 216, 404, 405.

Auſtin, Daniel, petitioner, 18.

Aylett, William, burgeſs, xi, 362, 364, 379, 391, 420.

B

Baily, Stephen, voter in a conteſted election, 294.

Baker, Anthony, petitioner, 175.

Baker, Henry, burgeſs, xi, 364.

Ball, ————, burgeſs, 3, 18, 25, 38, 39, 46, 54, 72, 78, 130, 135, 143, 147, 148, 158, 195, 391.

Ball, George, burgeſs, xi, 364.

Ball, James, burgeſs, viii, ix, x, 126, 178, 258, 263, 305, 308, 309, 340, mentioned, 261.

Ball, Joſeph, mentioned, 336.

Ball, William, burgeſs, vii, x, xi, 7, 251, 258, 281, 340, 350, 361, 364, 409, 416; mentioned, 261.

Barbadoes, rum imported from, 405.

Barber (Barbar), ————, burgeſs, 3, 4, 8, 38, 46, 77, 78, 101, 123, 147, 175, 197, 210, 221, 247, 264, 361, 391; diſcharged out of cuſtody, 194, guilty of neglect of duty, 195.

Barber, Charles, burgeſs, x, xi, 253, 340, 364, 369; complaint of Chas. Grymes againſt, 263; election conteſted, 261, 280; report on bounds of Lancaſter and Northumberland Counties, 404, 406.

Barber (Barbar), William, burgeſs, vii, viii, ix, 126, 178.

Barret, Charles, petitioner, 95.

Barrett, Thomas, petitioner, 198.

Bates, John, petitioner, 334, 339.

Baxter, Thomas, claimant, 34, 35.

Baylor, John, burgeſs, ix, 173, 175, 178, 184, 192, 221, 226.

Beer, duty on, xlvii, 379, 403.

Beverley, ————, burgeſs, 123, 251, 264, 279, 286, 297

Beverley, Harry, authorized to build bridge over Dragon Swamp, 196, 198, 200, 205, 207, 217; petitioner, 177, 346; report of committee on petition in reference to bridge over Dragon Swamp, 191.

Beverley, Peter, accounts of, 407, 408; appointed to adminiſter oaths to burgeſſes, 247; burgeſs, vii, viii, 6, 37, 113; elected ſpeaker, 3; election conteſted, 127; not duly elected burgeſs for William and Mary College, 138; ſpeaker, xviii, 4, 7, 8, 10, 14, 15, 18, 25, 26, 29, 30, 31, 32, 33, 36, 38, 42, 45, 46, 47, 48, 49, 55, 63, 64, 67, 68, 69, 70, 73, 77, 79, 87, 89, 90, 91, 92, 93, 95, 99, 103, 104, 105, 106, 107; treaſurer, 262, 268, 327, 343, 344, 347, 390, 392.

Beverley, Robert, burgeſs, x, 259; mentioned, 321; petitioner, 140; report of committee on petition of, 141.

Beverley, William, lands veſted in, 339, 340, 341, 348, 353; petitioner, 337.

Bills of exchange, bill to prevent delays in ſending and preſenting, 206, 209, 211.

Bird (Byrd), William, burgeſs, vii, viii, 3, 6, 21, 29, 38, 57, 59, 98, 123 127, 141, 147, 148, 156, 160.

Births, act for regiſtering, xxiii, 67, 72, 73.

Blackamore, Arthur, maſter of grammar ſchool of William and Mary, 127.

Blackborn, William, burgeſs, viii, 126, 144, 164.

Blair, Archibald, authorized to put out at intereſt money in treaſury, 200; burgeſs, ix, x, xi, xxxv, 173, 176, 178, 193, 195, 197, 198, 202, 203, 205, 207, 210, 221, 225, 226, 227, 249, 251, 258, 261, 264, 268, 273, 283, 290, 308, 309, 323, 334, 341, 344, 345, 348, 350, 351, 359, 361, 362, 364, 375, 376, 377, 387, 389, 401, 403, 404, 405, 407, 409, 421; member of committee appointed to examine public jail, 322; member of committee appointed to purchaſe ornaments for and to repair capitol, 225, 369, 390; report on money appropriated to make cauſeways and repair ſtreets in Williamſburg, 321.

Blair, James, commiſſary of the biſhop of London, xviii, 36, 301, 422; preſident of William and Mary College, 127

Blinco, John, authorized to ſell certain entailed lands, 333, 336, 337, 344, 353; petitioner, 327, 328

Biſland Pariſh, mentioned, 387.

Bolling, ————, burgeſs, 3, 5, 23, 36, 39, 41, 78, 100, 115, 173, 175, 184, 190, 202, 203, 205, 215, 221, 226, 227, 230.

Bolling, John, accuſed of aſſaulting Mr. Cocke, 125; burgeſs, vii, ix, xi, 6, 177, 361, 364, 414, 422; petitioner, 252, 259, 275; report of committee on complaint againſt, 127, 128.

Bolling, Robert, burgeſs, xi, 359, 361, 364, 421.

Bolling, Stith, petitioner, 411.

Bounce, a ſlave, 10.

Bouſh (Buſh), Maximilian, burgeſs, vii, viii, ix, x, xi, 6, 24, 49, 51, 61, 66, 70, 94, 96, 98, 100, 101, 113, 116, 123, 126, 136, 145, 156, 158, 160, 163, 164, 175, 178, 205, 221, 234, 238, 240, 251, 257, 272, 307, 308, 309, 313, 350, 361, 364, 389, 421.
Buſh, Samuel, petitioner, 94; report of committee on petition, 97.
Brandy, duty on, xlvii, 379, 403.
Braxton, George, burgeſs, ix, x, xi, 176, 178, 182, 192, 205, 214, 215, 249, 251, 259, 279, 295, 308, 321, 323, 331, 337, 339, 347, 348, 361, 364, 367, 375, 389.
Brechin, Sarah, petitioner, 378, 379; five ſlaves veſted in, 381, 384, 395.
Bridger, William, burgeſs, vii, ix, x, 6, 18, 25, 29, 32, 101, 113, 178, 202, 207, 221, 251, 258, 281, 286, 295, 329.
Briggs, Henry, claimant, 254, 327; petitioner, 10, 52, 180, 222.
Briſtol Pariſh, bill for erecting chapel in, 280, 281, 283, 296, 316; bill to divide, 98, 100, 102, 104, 111, 112; grievance from Prince George County in reference to, 97; propoſition from Prince George County in reference to, 276.
Britiſh ſilver coin. *See* Silver coin
Broadnax (Brodnax), John, account of money due to eſtate of, 262; claimant, 12, 55, 88, 133, 179, 224; directed to ſecure locks for door and windows of capitol, 227; memorialiſt, 232, 235, 278, 285; meſſage from Council to Houſe in reference to claim of, 234; ordered to give an account of the bell of the capitol clock, and the furniture belonging to the capitol, 224, 225; petitioner, 55, 227; ſalary, 231.
Broadnax, William, burgeſs, viii, ix, x, xi, 127, 135, 141, 143, 146, 151, 175, 178, 198, 221, 259, 308, 364, 377.
Brown, William, petitioner, 82.
Brunſwick County, formation of, xli, 289, 290, 293, 300, 304, 305, 315, 327, 387.
Bruton Pariſh Church, governor's meſſage in reference to, 39; money appropriated to enlarge, 37; petition of veſtry, 301.
Buckner, ———, burgeſs, 4, 14, 22, 35, 36, 46, 48, 49, 52, 53, 78, 94, 96, 98, 100, 106, 111, 112, 113, 115, 116, 183, 221, 239.
Buckner, John, burgeſs, viii, 121, 123, 126, 163.
Buckner, Richard, clerk of Houſe of Burgeſſes, 191; mentioned, xxxv; petitioner, 52, 83, 134, 179; report of committee appointed to inveſtigate tranſactions of, 195; warrant iſſued for his arreſt, 199; called before the Houſe to give an account of the Book of Proportions, 211.
Buckner, Robert, clerk of the Houſe, xviii, 3.
Buckner, Thomas, burgeſs, viii, ix, 126, 136, 141; mentioned, 410.
Buckner, William, burgeſs, vii.
Burgeſſes, addreſs to king, 207, 208, 228, 298, 392, 419, 422; addreſs to queen, 52; bill prohibiting perſons holding places of profit becoming members of the Houſe, 154, 150, 158; bill to explain and amend act for regulating elections of, 270, 273; conſider ways and means of raiſing ſupply for relief of N. C., 32; elections regulated, 186, 284, 285, 305, 306; meſſage from clergy, 95; meſſage from Council, 21, 24, 26, 28, 29, 30, 31, 32, 33, 35, 36, 37, 39, 40, 42, 49, 52, 53, 58, 61, 65, 66, 68, 71, 72, 73, 82, 87, 88, 89, 95, 96, 102, 104, 105, 106, 107, 109, 110, 111, 112, 113, 114, 115, 116, 135, 147, 148, 159, 160, 161, 163, 164, 166, 187, 192, 196, 197, 200, 201, 203, 205, 210, 212, 214, 215, 216, 223, 234, 235, 264, 275, 300, 335; meſſage from governor, 15, 21, 25, 37, 41, 46, 47, 63, 64, 67, 69, 91, 99, 100, 101, 103, 108, 114, 116, 121, 123, 132, 134, 145, 152, 166, 166-170, 173, 174, 179, 187, 189, 197, 202, 215, 217, 221, 223, 232, 233, 236, 238, 239, 242, 249, 250, 255, 262, 279, 283, 300, 303, 313, 315, 319, 325, 350, 352, 353, 354, 357, 360, 363, 367, 378, 380, 390, 395, 399, 403, 414, 425; meſſage to Council, 98, 149, 162, 214; meſſage to governor, 8, 18, 24, 31, 38, 41, 54, 70, 79, 87, 88, 89, 105, 107, 109, 131, 140, 147, 151, 181, 184, 187, 195, 205, 206, 212, 234, 238, 254, 262, 300, 306, 309, 310, 323, 346, 348, 376, 383, 401, 424; ſalary, 316, 344, 347, 390, 414.
Burials, act for regiſtering, xxiii, 67, 72, 73.
Burwell, ———, burgeſs, 123, 130, 147, 176, 195, 210, 214, 215, 249, 251, 264, 272, 277, 296, 308.
Burwell, James, burgeſs, viii, ix, 126, 178; mentioned, 221, 232.
Burwell, Nathaniel, burgeſs, x, 258; mentioned, 321.
Buttler, Peirce, lands veſted in, 372, 373, 375, 377, 395; petitioner, 365; report of committee on petition, 367.
Butts, John, petitioner, 366.
Butts, Thomas, burgeſſes addreſs governor in reference to repeated contempts of, 142, guilty of miſdemeanor, xxx, 139, 140, 145, juſtice of New Kent County, 124; meſſage from the Council to the Houſe in reference to, 165; mentioned, 147, 192; reſolution of the Houſe in reference to, 160; return of warrant iſſued for arreſt of, 139.
Byrd, William, agent for the Colony in Great Britain xxxvii, xliii, 210, 300; inſtructions to, as agent for Colony, 210, 228, 230, 231; member of Council, xxxiv; meſſage from governor to the Houſe in reference to his appointment as agent for the Colony, 237, 313, 314 reimburſed for ſervices as agent for the Colony, xlv, 227, 323, 335.

C

Caeſar, a ſlave, 19.
Cape Henry, lighthouſe at, 279, 288, 290, 292.
Capital crimes, trial of ſlaves committing, 368, 371, 373, 382, 383, 386, 389, 391, 392, 395.
Capitol, committee appointed to purchaſe ornaments, etc., for, 340, 350, 369, 402.
Capitol, committee appointed to repair, 60, 255, 387, 390, 409; Mr. Clayton's report concerning, 273; petition of keeper asking that a flag and cuſhions be provided for, 340; reſolution in reference to repairing, 50.
Carter, John, petitioner, 413; Carter, Robert, mentioned, 64; Carter, Thomas, mentioned, 92; petitioner, 99.
Cary, Henry, account of money uſed in building governor's houſe, 23; directed to finiſh governor's houſe, xliii, 296, 297, 298, 304, 316; mentioned, 38, 301, 307; petitioner, 400; requeſted to eſtimate money needed to finiſh governor's houſe, 290.
Cary, Miles, clerk of comm. appointed to conſider the governor's meſſage 193; clerk of committee appointed to examine the treaſurer's accounts, 184; clerk of committee appointed to inſpect journals of the laſt aſſembly, 191, clerk of committee of claims, 5; clerk of committee of E. & P., 4, 46, 78, 123, 175, 322, clerk of committee of P. C., 46, 78, 123, 175, 401; paid for ſervice as clerk of committee of P. C., 387, 417; petitioner, 62, 88, 139, 162, 182, 206, 209, 234, 332.
Cary, Miles, Jr., clerk of Comm. of P. C., 332, 362 clerk of Comm. of P. & E., 362.
Cary, Richard, clerk of Comm. of E. & P., 251 temporary clerk of Comm. of P. C., 234.
Cary, William, burgeſs, vii, 4, 5, 6, 25, 38, mentioned, 45, 57.
Catawba Indians, mentioned 199, 201, 204.
Cembrough, John, petitioner, 52, 83.
Chandler, William, voter in a conteſted election 294.
Charles City County, bill for enlarging, 284, 285, 287, 296, 316; bill for making one entire pariſh of, 144, 149, 185, 188, 190, 197, 266, burgeſſes, vii, viii, ix, x, xi, 6, 120, 176, 259, 364; claims, 46, 125, 176, 222, 255, 321; complaint againſt juſtices of, for refuſing to receive and certify propoſitions, 129; diviſion of, xxvi, xlii, 93, 94, 95, 104, 105, 109; grievance, 133, 180, 183, mentioned, 27, 97; petition in reference to adding part of James City County to, 268, propoſitions, 82, 125, 129, 263, 276; report of committee on grievance in reference to aſcertaining officers' fees, 154, 182; report of committee on grievance in reference to Weſtover Pariſh, 183; report of committee on propoſition in reference to ſeating, planting and cultivating lands, 155, 156; report of committee on propoſition in reference to act for ſettling titles and bounds of lands

and for preventing unlawful fhooting and ranging thereon, 156; report of committee on propofition in reference to adding part of James City County to, 85, 155; report of committee on propofition in reference to burgeffes' falary, 185; report of committee on propofition in reference to Indian trade, 155; Wilmington Parifh, 382, 390, 391, 393, 394, 395.
Chancey, John, petitioner, 175.
Chefapeake Bay, mentioned, 182.
Chew, Larkin, burgefs, xi, 364; permitted to withdraw claim, 93.
Chickahominy Indians, mentioned, 9, 79, 125, 180, 224.
Chickahominy River, bill for regulating ferry over, 197, 198, 202, 209, 212; mentioned, 93, 94, 95, 104, 105, 109, 376; petition of inhabitants on weft fide of, 208.
Childs, John, burgefs, xi, 364; mentioned, 362.
Chilton, John, juftice of the peace, 260.
Chrift Church Parifh, bill to make void certain proceedings of veftry of, 22, 23, grievances from Middlefex County in reference to, 11; mentioned, 19, 20; petition of veftry, 324; petition in reference to minifter's falary, 333; report of committee on petition of veftry, 338.
Chriftanna, appointed as place for trade with Indians, xxvi; fort at, 164.
Chriftenings, act for regiftering, xxiii, 67, 72, 73
Churchill, Armiftead, ordered that a bill be prepared for felling and tranfporting three flaves of, 368.
Cider, duty on, xlvii, 379, 403.
Claiborne, Thomas, mentioned, 10; propofition from King William County in reference to ferry from land of, 156.
Clayton, John, account of money appropriated for buying ornaments, etc., for capitol, 402; authorized to erect monument at grave of Gov. Edward Nott, 214; burgefs, viii, x, xi, xxix, xli, 123, 127, 128, 130, 131, 132, 136, 139, 141, 143, 145, 146, 149, 150, 151, 152, 154, 156, 157, 158, 159, 251, 252, 254, 255, 256, 257, 258, 260, 263, 264, 265, 268, 270, 273, 274, 275, 276, 277, 278, 281, 283, 284, 285, 288, 290, 292, 293, 296, 306, 312, 313, 314, 322, 325, 324, 325, 326, 328, 329, 330, 331, 333, 334, 336, 338, 339, 340, 341, 343, 345, 348, 349, 350, 351, 352, 359, 361, 362, 394, 377, 389, 401, 403, 404; clerk of Comm. of P. & G., 5, 46, 78; committee appointed to examine accounts of, 226; directed to print laws, 266, 267; duly elected a burgefs, 141; empowered to receive from truftees of Williamfburg money to defray charges for repairing capitol, etc., 60, 62, 64, 70, 71, 72; member of committee appointed to repair and purchafe ornaments for capitol, 56, 73, 255, 340, 369, 387, 390; meffage to the Houfe, 240; Mr. Corbin's report relating to the accounts of the governor's houfe, fent to, 234, 238; paid for extraordinary fervices, 305; paid for fervices as chairman of Comm. of P. & G., 347; paid for fervices as clerk of Comm. of P. & G., 344; report of committee on accounts of, 228; report of, on coft of monument erected to memory of Col. Nott, 262; report of, as to money received from the truftees of Williamfburg, 222, 225, 273, 297.
Clergy, meffage to burgeffes, 95.
Cobb, Robert, mentioned, 301, 307.
Cocke, Abraham, authorized to fell certain entailed lands, 274, 275, 281, 316; petitioner, 268, 269.
Cocke, Elizabeth, petitioner, 414, 415.
Cocke, James, petitioner, 414, 415.
Cocke, Mr. Secretary, petitioner, 53, 86, 149.
Cocke, Richard, affaulted by John Bolling, 125; burgefs, viii, 126, 146, 147, 151, 155, 160, 163.
Cocke, William, mentioned, 272; petitioner, 17, 185, 226.
Cole, William, burgefs, viii, ix, x, xi, xxxiii, 126, 141, 143, 177, 178, 195, 221, 249, 251, 257, 261, 344, 361, 304, 408, 415; charged with non-attention to duty, 188; difcharged out of cuftody, 188; election contefted, 128.
Collier, Thomas, fheriff of Surry County, 253.
Conner, Lewis, petitioner, 94.
Confpiracy, bill concerning, 368, 371, 373, 382, 383, 386, 389, 391, 392, 395.
Conftables, fees of, 24, 26, 27, 29, 33, 162, 163, 187, 189, 192, 196, 198, 200, 216, 405.
Convicts, bill for better government of, 330, 332, 333, 341, 353.
Conway, Edwin, burgefs, vii, viii, ix, xi, 7, 8, 18, 26, 35, 36, 39, 41, 49, 52, 54, 70, 72, 95, 121, 123, 126, 128, 148, 158, 165, 176, 178, 182, 191, 205, 206, 210, 221, 227, 229, 239, 359, 361, 364, 409, 414, 415, 421, 422; member of committee appointed to inquire into condition of furniture belonging to the capitol, 225; petitioner, 253, 260; petition rejected, 261.
Cook, ——, burgefs, 343, 346, 375, 416.
Cook, Giles, burgefs, x, xi, 342, 364.
Cook, Mordicai, burgefs, xii, 6.
Coping, John, mentioned, 92.
Coppidge, ——, furveyor, 340, 369, 404.
Corbin, Gawin, account of money raifed by duty on liquor and flaves, 38; burgefs, viii, ix, x, xxix, xxxv, 121, 123, 126, 127, 128, 140, 141, 142, 144, 146, 148, 151, 156, 160, 173, 176, 178, 181, 182, 183, 184, 185, 186, 187, 188, 191, 192, 193, 195, 196, 199, 202, 205, 207, 210, 212, 214, 216, 221, 223, 226, 227, 229, 241, 247, 249, 251, 258, 260, 261, 264, 269, 270, 275, 280, 286, 287, 290, 291, 293, 295, 299, 300, 301, 308, 309, 311, 312, 322, 323, 331, 337, 342, 343, 346, 347, 348; complaint of J. Robinfon againft, 263; election of contefted 252, 271; member of committee appointed to inquire into condition of furniture belonging to the capitol, 225; meffage to, from Mr. Clayton in reference to report relating to the accounts of the governor's houfe, 240; report of, relating to the accounts of the governor's houfe fent to Mr. Clayton, 234, 238.
Corn, act for relief of perfons who by reafon of drought made fmall quantities of, xxvii, 98, 100, 104, 105, 111, 116, 139, 141, 142, 143.
Coroners, fees of, xxxvii, 24, 26, 27, 29, 162, 163, 187, 189, 192, 196, 198, 200, 216, 404, 405.
Cottrell, John, difcharged out of cuftody, 99, guilty of breach of privileges of the Houfe, 91; report of committee on complaint againft, 92.
Coulton, Henry, petitioner, 262.
Council, meffage to, from burgeffes, 36, 87, 140, 162, 214; meffage from to burgeffes, 21, 24, 26, 28, 29, 30, 31, 32, 33, 35, 37, 40, 42, 49, 52, 53, 58, 61, 65, 66, 68, 71, 72, 73, 82, 88, 89, 95, 96, 98, 102, 104, 105, 106, 107, 109, 110, 111, 112, 113, 114, 115, 116, 135, 147, 148, 159, 160, 161, 163, 164, 166, 187, 192, 196, 197, 200, 201, 203, 205, 210, 212, 214, 215, 216, 223, 234, 235, 264, 375, 390, 335.
County court clerks, fees of, xxxvii, 24, 26, 27, 29, 162, 163, 187, 189, 192, 196, 198, 200, 216, 404, 405.
Covington, Richard, burgefs, x, 251, 259, 324, 325, 343, 346.
Cragg, Katherine, claimant, 255, 334.
Crawford (Crafford), William, burgefs, vii, viii, ix, x, xi, 96, 147, 151, 178, 182, 202, 253, 257, 263, 338, 361, 364, 379, 407.
Creed, James, voter in a contefted election, 294.
Creeks, bill for clearing, 334, 337, 341, 353, 400, 407, 408, 409, 410, 425.
Crookfhanks, Robert, voter in a contefted election, 294.
Crump, John, voter in a contefted election, 294.
Cunningham, David, mentioned, 181.
Curl, Joftua, complaint againft Anthony Armftead, 261; petitioner, 254, 270.
Curle, Nicholas, burgefs, vii, 6, 8, 14, 66; claimant, 33, 35, mentioned, 77, 113; report of committee on claim of, 14.
Cuftis, John, burgefs, ix, 173, 178, 181, 195, 198, 203, 206, 210, 221.
Cuftis, Thomas, petitioner, 182.

D

Dabney, George, propofition of in reference to a ferry, 328.
Daingerfield, William, burgefs, ix, xi, 178, 222, 227, 359, 364, 373, 389, 408

Davis, David, meſſage from Council to Houſe in reference to claim of, 234.
Debt, act for relief of poor impriſoned for, 412, 413, 415, 418, 419, 421, 425.
Diaſcum Creek, mentioned, 376.
Dick, a ſlave, 368.
Diego, a ſlave, 19.
Diggs, Cole, appointed to adminiſter oaths to burgeſſes, 247, 357; burgeſs, viii, ix, xxxiii, 123, 126, 141, 147, 158, 173, 175, 178, 186, 197, 216, 221, 233, 242, 257; election conteſted, 128; member of Council, x, 257.
Dragon Swamp, bridge over, 191, 196, 198, 205, 207, 217; petition of Chicheley Corbin Thacker in reference to bridge over, 196; petition of H. Beverley in reference to bridge over, 177.
Drummond, Richard, burgeſs, vii, viii, 7, 42, 123, 127.
Dryſdale, Hugh, addreſs from burgeſſes 363, 376, 383, 401, 424; meſſage to burgeſſes, 357, 360, 367, 378, 380, 390, 395, 399, 403, 414, 425.
Duffels, nine hundred yards of, furniſhed for relief of N. C., 34, 35, 36, 37, 40, 42.
Duke, James, ſheriff of James City County, 258, 259.
Dun, John, meſſage from Council to Houſe in reference to claim of, 234.
Dunwiddy, John, petitioner, 371.
Dyer, Edward, doorkeeper, 4, 45, 77, 129; petitioner, 175.
Dyer, Robert, doorkeeper, 251, 362; paid for ſervices as doorkeeper, 387, 417.

E

Edmonds, William, petitioner, 8.
Eldridge, Thomas, appointed clerk of Houſe, 173; mentioned, xxxv, 179.
Elizabeth City County, burgeſſes, vii, viii, ix, xi, 6, 126, 178, 259, 364; claims, 48, 93, 149, 176, 179, 226, 253, 321; mentioned, 254, 287, 352, 369, 420; return of writ for electing a burgeſs, 415; writ for electing a burgeſs, 77, 401.
Elizabeth City Pariſh, petition, 418.
Elmes (Elmſe), Andrew, doorkeeper, 4, 45, 81, 129.
Epes, Francis, Jr., burgeſs, vii, 3, 6, 16, 21, 37, 38, 39, 42, 46, 54, 72, 78, 111, 113.
Epes, Lewellin, diſcharged out of cuſtody, 135; juſtice of Charles City County, 129; ſheriff of Charles City County, 259.
Epes, Littlebury, burgeſs, vii, 3, 4, 6, 27, 37, 38, 46, 72, 78, 100.
Eskridge, George, abuſed and affronted by John Cottrell, 91; burgeſs, vii, ix, x, xi, 4, 8, 9, 19, 22, 25, 27, 46, 50, 54, 55, 56, 62, 65, 66, 69, 70, 71, 93, 94, 99, 104, 106, 173, 175, 176, 177, 178, 180, 195, 206, 210, 215, 216, 221, 251, 232, 239, 240, 242, 247, 258, 271, 281, 308, 309, 324, 325, 327, 338, 339, 340, 346, 350, 351, 359, 361, 364, 369, 378, 391, 393, 395, 406, 412, 421.
Eſſex County, bill for dividing, 408, 409, 410, 412; burgeſſes, vii, viii, ix, x, xi, 6, 23, 126, 178, 259, 364; claims, 6, 78, 124, 222, 253, 321, 330; court day altered, 110, 117; grievance from, in reference to tobacco law, 133; mentioned, 93, 324, 339, 371, 372, 411; meſſage from governor to burgeſſes, in reference to proceedings of Eſſex court martial, 347; motion againſt building a new courthouſe in, 413; petition complaining of hardſhips impoſed by proceedings of court martial, 346; petition in reference to ferry over Rappahannock River, 322; petition in reference to forming a county from parts of Eſſex, King and Queen and King William Counties, 276; petition in reference to militia court, 262, 264, 301, 312; petition in reference to ſeverities exerciſed by Colonel Jos. Smith, 365; petition of John Lomax in behalf of freeholders of, 365; propoſitions, 78, 125, 256, 328, 406, report of committee on petitions, 338, 344, 372, 374; report of committee on propoſition, 81; return of writ for electing burgeſſes amended, 259; St. Mary's Pariſh, 40; writ for electing burgeſs, 45.
Ewele, Solomon, burgeſs, ix, x, 180, 198, 233, 258, 337; diſcharged out of cuſtody, 194; guilty of neglect of duty, 193; temporarily ſuſpended from the Houſe, 225.
Executions, manner of levying, li, 92, 93, 406, 412, 413, 415, 418, 419, 421, 425.
Expreſſes, public, diſpatch of, 51, 54, 56, 57, 58, 59, 73.

F

Farquelin (Jacquelin) Edward, burgeſs, vii, 6, 18, 38.
Fees, bill for regulating and aſcertaining, 149, 151, 162, 163, 187, 189, 192, 196, 198, 200, 216, 424.
Fenwick, Elizabeth, mentioned, 130; petitioner, 129, 135, 141.
Fenwick, John, mentioned, 129.
Fenwick, Robert, mentioned, 129.
Fenwick, Sarah, mentioned, 130; petitioner, 129, 135, 141.
Ferries, regulation and ſettlement of, xxiv, 51, 54, 56, 57, 58, 59, 73.
Finch, Philip, ſerjeant-at-arms and mace bearer, 399, 417.
Fitzhugh, ———, burgeſs, 3, 25, 39, 46, 87, 175, 195, 221.
Fitzhugh, George, burgeſs, ix.
Fitzhugh, Henry, burgeſs, vii, 7, 113; mentioned, 288, 326.
Fitzhugh, Henry, Jr., mentioned, 288, 312, 326.
Floyd, Charles, burgeſs, vii, viii, ix, 7, 126, 180, 233; diſcharged out of cuſtody, 194; guilty of neglect of duty, 193; petitioner, 193; temporarily ſuſpended from the Houſe, 225.
Fontaine, Peter, petitioner, 251.
Forbes, Alexander, propoſition complaining of hardſhips impoſed by collectors, 388; propoſition in reference to bounds of pariſhes in Surry and Iſle of Wight, 388; propoſition in reference to reſtraining and puniſhing wicked, blaſphemous and diſſolute perſons, 388; propoſition in reference to teachers in private ſchools, 388; propoſition in reference to vagabond couples, 404, 405.
Fort Chriſtanna, meſſages to Houſe and Council in reference to hoſtages and guards at, 201, 214; reſolution in reference to the government's maintaining guards and hoſtages at, 207.
Fox, Henry, burgeſs, vii, 4, 6, 38, 41, 46, 59; mentioned, 77, 92.
Fox, John, petition of juſtices of King William County in reference to, 140; petitioner, 367, 378; title to lands purchaſed of Pamunkey Indians, confirmed, 381, 382, 384, 395.
Francis, John, petitioner, 417.
Francis, Thomas, doorkeeper, 4, 45, 77, 129, 251, 362; paid for ſervices as doorkeeper, 387, 417; petitioner, 175.
Frontiers, plans for defenſe of, xxii.

G

German proteſtants, exempted from payment of levies, xxvii, 87, 101, 102, 110, 116.
George I, addreſs to, from burgeſſes, 207, 208, 228
George II, addreſs to, from burgeſſes, 302, 419, 422
Gilbert, Ezekiel, petitioner, 175.
Glouceſter (town), bill to prevent ſwine going at large in, 410, 412, 414, 415, 417, 425.
Glouceſter County, burgeſſes, vii, viii, ix, x, xi, 6, 126, 258, 364; claims, 8, 81, 124, 176, 225, 253, 326; conſpiracy and inſurrection of negroes in, mentioned, 368; grievance from complaining of hardſhips of tobacco law, 133; mentioned, 50, 161, 195, 196, 210, 348; petition in reference to tobacco trade 82; propoſition and grievance from, 125, report of committee on propoſitions from, 154, 155; report of committee on return of writ for election of burgeſſes, 178; return of writ for electing burgeſſes, 312, return of writ for election of burgeſſes illegally made 179; writ for electing a burgeſs, 321.
Goal (jail), public, report of committee on condition of, 333, 334.
Godwin, Joſeph, burgeſs, vii, xi, 6, 8, 28, 38, 42, 95, 101, 301, 364, 391; ſheriff of Iſle of Wight County, 258.

Godwin, Thomas, burgeſs, vii, xi, 6, 25, 38, 42, 361, 364.
Gold coin, rate of, regulated, xxviii, 106, 108, 110, 111, 112, 117.
Gollerthon, Martin, voter in a conteſted election, 294.
Goodrich (Goodridge), Edward, burgeſs, vii, viii, ix, x, 6, 32, 59, 98, 102, 113, 121, 123, 126, 130, 136, 144, 145, 146, 163, 164, 175, 177, 183, 185, 202, 207, 210, 214, 215, 221, 227, 233, 234, 236, 239, 240, 258; mentioned, 253, 255, 269.
Goodwin (Godwin), Benjamin, chaplain, xviii, 5; petitioner, 45, 77, 123.
Gordon, Elizabeth, mentioned, 8.
Gould, William Manley, authorized to ſell certain entailed lands in Weſtmoreland County, 42.
Gouldman, Francis, burgeſs, vii, 6, 25, 29, 38, 45, 46, 49, 54, 61, 78, 113.
Governor. *See* Dryſdale, Hugh, and Spotſwood, Alexander.
Governor's houſe, bill concerning, 213, 214; governor's meſſage in reference to, 39; H. Cary directed to finiſh, xliii, 296, 297, 298, 304; Mr. Cary requeſted to eſtimate money needed to finiſh, 290, 293; money needed for completion of, xxi, 40; report of work done on, 69.
Governor's houſe garden, committee appointed to examine, 277; meſſage from governor in reference to, 283.
Graves, John, mentioned, 56.
Gray (Grey), William, Jr., burgeſs, vii, xi, 6, 8, 18, 25, 39, 41, 101, 361, 364, 389.
Great Britain, bill for appointing an agent for Virginia in, 196, 198, 200; mentioned, 88, 166, 247, 250, 254; reſolution in reference to appointing an agent for this Colony in, 194.
Griffin, Thomas, burgeſs, viii, ix, xi, 121, 123, 126, 128, 130, 156, 175, 178, 190, 206, 221, 361, 364.
Grymes (Grimes), ————, burgeſs, 175, 177, 184, 192, 193, 195, 197, 203, 207, 208, 210, 221, 222, 225, 226, 227, 233, 236, 242, 251, 261, 263, 264, 270, 272, 273, 274, 275, 277, 291, 292, 294, 296, 299, 301, 305, 323, 336, 339, 343, 345, 347; member of committee appointed to aſcertain what ornaments, etc., are neceſſary to be provided for the capitol, 340; report on the accounts of the governor's houſe and gardens, church, magazine and priſon, 207; report on money received for lots in Williamſburg, 297.
Grymes, Chas., burgeſs, 340, 369; complaint againſt Chas. Barber, 263; petitioner, 261, 280; report on bounds of Lancaſter and Northumberland Counties, 404, 406.
Grymes, John, burgeſs, ix, x, 178, 258.
Guy, Catherin, claimant, 94.

H

Hack, Peter, burgeſs, x, 258, 327, 338, 340.
Hall, Robert, burgeſs, viii, ix, 126, 130, 141, 143, 144, 146, 147, 151, 154, 163, 177, 183, 202, 205, 239.
Hamerton, Edward, burgeſs, viii, 126, 148.
Hamblin, John, burgeſs, vii, x, 6, 18, 22, 267, 269, 283, 296.
Haney, John, accomplice of John Cottrell, 92.
Hanover County, bounds of, 329, 337, 341, 350; burgeſſes, x, xi, 322, 364; claim, 321; formation of, xlii; mentioned, 328, 411; propoſitions, 324, 326, 328, 329, 370; report of committee on propoſition in reference to negroes' carrying arms, 369; report of committee on propoſition in reference to tobacco, 329; St. Paul Pariſh, 411, 412, 414, 415, 417, 425.
Hardyman, Francis, burgeſs, ix, 178, 183, 195, 202, 227.
Hardyman, John, ſheriff of Prince George County, 258.
Harmanſon, ————, burgeſs, 289, 401.
Harmanſon (Hermanſon), George, burgeſs, x, xi, 258, 364.
Harmonſon, John, burgeſs, viii, 126.
Harmanſon, Thomas, burgeſs, x, xi, 342, 364; mentioned, 401.
Harris, Richard, burgeſs, xi, 364.
Harriſon, Henry, burgeſs, viii, ix, x, xi, 123, 126, 128, 130, 146, 147, 158, 175, 178, 183, 184, 186, 188, 191, 202, 203, 205, 210, 211, 214, 215, 221, 249, 251, 258, 268, 323, 327, 329, 331, 334, 336, 340, 343, 344, 347, 349, 359, 361, 364, 375, 376, 378, 379, 402.
Harriſon, Nathaniel, appointed to adminiſter oaths to burgeſſes, 247.
Hartwell, John, petitioner, 51.
Harwood, ————, burgeſs, 29, 38, 130, 144, 146, 253, 288, 308, 361, 377.
Harwood, Joſeph, burgeſs, viii, 126.
Harwood, Samuel, burgeſs, vii, x, xi, 6, 27, 61, 92, 259, 364.
Harwood, William, burgeſs, vii, 6, 25, 42, 45; petitioner, 125, 128.
Harwoods, Thomas, mentioned, 410.
Haſſel, James, doorkeeper, 251, 362; paid for ſervices as doorkeeper, 387, 417.
Hatt, William, petitioner, 188.
Hawkins, John, burgeſs, vii, viii, ix, x, 97, 113, 126, 158, 178, 188, 227, 259, 268, 324, 325, 337, 341, 343.
Hayward, Henry, petitioner, 235, 254.
Heath, Samuel, mentioned, 92; petitioner, 99.
Hemp, making of, encouraged, xliv, 353.
Hendrick, Rowland, voter in a conteſted election, 294.
Henrico County, bill for dividing, 287; bounds of, 329; burgeſſes, vii, viii, ix, x, xi, 6, 126, 177, 257, 364; claims, 46, 83, 124, 176, 222, 254, 321; dividing line between Hanover and, 337, 341, 350; grievances, 83, 132; Henrico Pariſh, 270, 272, 274, 287, 291, 316; mentioned, 97, 127, 252, 259, 268, 411, 414; petition in reference to eſtabliſhing guards on frontier, 224; propoſition and grievance from, 125; report of committee on grievance from, 86; report of committee on propoſition in reference to giving reward for killing crows, 154; report of committee on propoſition in reference to Indian trade, 155; report of committee on propoſition in reference to miniſter of Henrico Pariſh, 155; report of committee on propoſition in reference to muſters, 154; report of committee on propoſition in reference to rangers under Lieut. Nappier, 154; report of committee on propoſition in reference to regiſtering births and burials, 154.
Henrico Pariſh, bill for dividing, 270, 272, 274, 291, 316; bill requiring chapel to be built in, xxix, 158, 159, 160, 163, 166; petition of upper inhabitants of in reference to diviſion of, 253; propoſition from Henrico County in reference to miniſter of, 155; report of committee on petition of, 256; reſolution in reference to erecting chapel in, 155.
Hickman, Richard, claimant, 255; employed to make a copy of the laws, 188, paid for ſervices as doorkeeper, 387, 417; petitioner, 186, 327, 340.
Hoe, Rice, permiſſion to, to withdraw petition, 373; petitioner, 366.
Hoggard, Nathaniel, burgeſs, x, 342.
Hogg Iſland, mentioned, 282.
Hogs, bill to repeal act to prevent their going at large in Middleſex County, 137.
Holliday, Anthony, burgeſs, viii, 126.
Holloway, John, accounts of, 222, 225, 226, 228, 408; appointed treaſurer, xlix; authorized to print laws now in force, 266, 267; burgeſs, vii, x, xi, 5, 6, 9, 10, 13, 16, 17, 18, 19, 23, 26, 27, 29, 31, 32, 34, 36, 37, 46, 48, 49, 50, 52, 53, 55, 57, 60, 61, 62, 63, 64, 65, 66, 67, 68, 70, 71, 78, 80, 82, 83, 86, 88, 89, 90, 91, 92, 93, 94, 95, 96, 98, 101, 104, 106, 107, 108, 111, 115, 257, 274, 292, 296, 364; directed to receive money from truſtees of Williamſburg to defray charges for repairing the capitol, etc., 60, 62, 64, 70, 71, 72; elected ſpeaker, 249, 359; inſulted by Philip Lightfoot, 280, 281, 286; member of committee appointed to buy ornaments for and to repair capitol, 56, 73, 255, 369, 387, 390, paid for ſervices as ſpeaker, 344; ſpeaker, xli, xlvii, 255, 256, 257, 259, 260, 263, 270, 273, 280, 283, 285, 288, 290, 291, 294, 295, 300, 313, 314, 315, 319, 320, 324, 325, 326, 330, 350, 351, 352, 353, 363, 364

365, 368, 372, 378, 380, 385, 390, 395, 399, 403, 404, 409, 414, 417; treaſurer, li, 403, 407, 409, 414, 417, 420.
Holt, John, petitioner, 234, 282; propoſition in reference to ferry, 276.
Hopkins, William, complaint againſt by Mr. Kemp, 380, 383; petitioner, 385; puniſhed for inſolent behavior and contempt of the authority of the Houſe, 384, 385.
Horſes, act to reſtrain keeping too great a number of, xxiv; bill for amending breed of, 282, 286, 291, 330, 334, 337, 351; propoſition in reference to amending breed of, 267.
Howard, Henry, petitioner, 229.
Howard, William, pirate, 234, 236.
Hughes, John, meſſage from governor and Council to burgeſſes in reference to his ſervices as a ranger, 197.

I

Indian Company, accounts of, 186, 193; contract of, with government, to maintain guards and hoſtages at Fort Chriſtanna, 207; memorial and accounts of, 196; reimburſed money ſpent in building a public magazine, 200; reſolution in reference to expenſes of, in rebuilding Fort Chriſtanna, 207.
Indian ſlaves, act declaring them to be real eſtate, 15, 16, 17, 18, 20; bill to repeal act declaring them to be real eſtate, 267, 271, 273.
Indian trade, regulation of, xx, xxvi, 28, 29, 98, 104, 106, 108, 110, 113, 114, 115, 116, 155.
Indians, act for enforcing and rendering more effectual treaties with, xliv, 351, 352; bill for better government of, xlviii, 368, 371, 373, 382, 383, 386, 389, 391, 392, 395; bill to prevent trade with, 15, 17, burgeſſes addreſs governor in reference to treaty with, 300; meſſage from Council to burgeſſes relating to treaties with, 286; treaty with at Albany, mentioned, 366.
Infants, lands of, protected from lapſing, for not ſeating and planting, xix, 21, 28, 29, 42.
Ingram, John, mentioned, 92.
Inſurrections, proviſion againſt, li, 368, 371, 373, 382, 383, 386, 389, 391, 392, 395.
Inteſtates' eſtates, adminiſtration of, 20.
Invaſion, proviſion againſt, li.
Irwin, Henry, mentioned, 227, 232; petition, 420.
Iſaac, a ſlave, 368.
Iſle of Wight County, burgeſſes, vii, viii, ix, x, xi, 6, 28, 120, 178, 258, 364; claims, 10, 48, 91, 124, 177, 273, 285, 321; grievance from, in reference to tobacco law, 133; petition, 91; propoſitions, 125, 263, 269; report of committee on act for improving land, 155, 156; report of committee on claim of militia of, 14; report of committee on propoſition in reference to bounds of lands and ſhooting and ranging thereon, 156; report of committee on propoſition in reference to Indian trade, 155; report of committee on propoſition in reference to paying public dues in county commodities, 138; report of committee on propoſition in reference to ſilver coin, 138.

J

Jackſon, Chriſtopher, accounts of, inſpected, 111; petitioner, 123, 263, 296; report of committee on accounts of, 112.
Jacquelin (Farquelin), Edward, burgeſs, vii, 6, 18, 38.
Jail, public. *See* Goal, public.
James City (town), burgeſſes, vii, 6, 141. *See* alſo Jameſtown.
James City County, act to divide, xxvi, xlii, 93, 94, 95, 104, 105, 109; bill in reference to length of county, 273, 284; burgeſſes, vii, viii, ix, x, xi, xxviii, 6, 127, 178, 258, 364; burgeſſes addreſs governor in reference to court houſe of, 151; claims, 3, 48, 52, 53, 92, 130, 176, 224, 254, 321; grievances, 132, 180; mentioned, 55, 413, meſſage from governor in reference to court houſe of, 152, petition of inhabitants of upper part, 377, petition of juſtices, 129; petition in reference to adding part of, to Charles City County, 208, 276, petition of inhabitants of lower part, 377, propoſitions, 52, 82, 129; report of committee on grievances, 57, 157, 182, 185, 192, 194; report of committee on petition in reference to the capitol ſquare, 146; report of committee on propoſition in reference to burgeſſes' ſalary, 157; report of committee on propoſition in reference to court houſe, 146; report of committee on propoſition in reference diviſion of, 85; report of committee on a propoſition in reference to adding part of, to Charles City County, 155; report of committee on propoſition in reference to goods, taken in execution, 150; report of committee on propoſition in reference to proceſſioning of land, 85; report of committee on propoſition in reference to furveyors' fees, 157, return of writ for electing burgeſſes, amended, 365; Wilmington Pariſh, 382, 390, 391, 393, 394, 395.
James City Pariſh, mentioned, 387; petitions, 311, 376.
James River, ferry over, 289, 290, 293, 411; mentioned, 21, 85, 87, 98, 100, 102, 104, 111, 112, 185, 190, 197; petition of ferryman at Jameſtown, 382; petition of ſundry inhabitants above falls of, 411.
Jameſtown, burgeſs, viii, ix, x, xi, xxxv, 127, 178, 259, 364; mentioned, 382, 411; undue election of burgeſs for, 140. *See* alſo James City.
Jarvis, John, voter in a conteſted election, 294.
Jefferies (Jefferys), Edward, mentioned, 288, 312, 326.
Jefferſon, Thomas, petitioner, 293.
Jenkins, Henry, burgeſs, viii, ix, 123, 126, 135, 136, 149, 151, 163, 176, 177, 178, 193, 195, 197, 205, 210, 221, 226.
Jennings, Edmund, claimant, 327.
Johnſon, ————, burgeſs, 128, 143, 156, 160, 173, 175, 210, 221, 225, 227, 251, 263, 274, 287, 289, 296, 361, 375, 400; diſcharged out of cuſtody, 194; guilty of neglect of duty, 193.
Johnſon, Mrs. Jael, mentioned, 410.
Johnſon, Richard, burgeſs, x, xi, 342, 346, 364.
Johnſon, Thomas, burgeſs, viii, ix, x, 126, 178, 258.
Jones, ————, burgeſs, 101, 113, 123, 136, 145, 156, 160, 163, 164, 176, 197, 203, 205, 207, 210, 221, 222, 251, 272, 273, 275, 290, 305, 344, 345, 348, 349, 392, 407, 408; diſcharged out of cuſtody, 194; guilty of neglect of duty, 193.
Jones, Frederick, petitioner, 19, 21.
Jones, Hugh, appointed chaplain, 221, 251; petitioner, 175, 251, 290.
Jones, John, meſſage from Council to Houſe in reference to claim of, 234.
Jones, Margaret, petitioner, 51.
Jones, Orlando, burgeſs, viii, ix, 92, 126, 178, 181.
Jones, Peter, petitioner, 7, 9; report of committee on petition of, 20.
Jones, Philip, petitioner, 51.
Jones, Robert, burgeſs, xi, 364.
Jones, Thomas, burgeſs, x, 257; petitioner, 233, 278, 335.
Jones, William, mentioned, 92; petitioner, 99.
Jugo, James, juſtice of the peace, 263.

K

Kate, a ſlave, 19.
Kays, Robert, mentioned, 328.
Keeling, George, juſtice of New Kent County, 124.
Kemp, Mathew, burgeſs, xi, 364, 406, 408, 409, 414, 421; complaint againſt William Hopkins, 380, 383; ordered that a bill be prepared for felling and tranſporting a ſlave of, 368; petitioner 170.
Kimball (Kemball, Kimbale, Kymball), Charles, claimant, 327; petitioner, 10, 139, 412.
Kimball (Kemball, Kembal), William, claimant, 254; petitioner, 177, 222.
Kimbrey, John, petitioner, 9.
King, Robert, mentioned, 256, 257.
King and Queen County, burgeſſes, vii, viii, ix, x, xi, 6, 127, 178, 250, 364, claims, 9, 48, 82, 124, 125, 176, 255, 321; grievances, 9, 125,

180, 183, 272, 278, 279, 388; mentioned, 196, 198, 207, 210, 217, 339, 340, 341, 348, 353; petition in reference to ferry over Mattapony River, 253; petition in reference to forming a county from parts of Eſſex, King and Queen and King William Counties, 276; petition of ſheriff, 262; petition of upper inhabitants in reference to diviſion of, 253; propoſitions, 9, 82, 125, 132, 192, 324, 326, 328, 331, 332, 388; rangers, 18; report of committee on petition from, 256; report of commitee on propoſitions from, 11, 84, 85, 136, 137, 155, 157, 183, 185, 329; return of writ for electing burgeſſes, 342; return of writ for electing burgeſſes amended, 359, 367, 368, 370, 384, 385, 386, 389, 391, 395; ſheriff, 265; writ for electing burgeſs, 321.

King George County, burgeſſes, x, xi, 322, 364; claim, 321; formation of, xlii; mentioned, 328, 410, 411.

King William County, bill for dividing, 316; burgeſſes, vii, viii, ix, x, xi, 6, 120, 178, 258, 364; claims, 7, 49, 124, 176, 253, 321; grievances, 7, 125, 133, 387; mentioned, 56, 57, 58, 59, 62, 73, 78, 158, 328, 367, 378, 411; petition of inhabitants in reference to ferry over Mattapony River, 253; petition of inhabitants in reference to a ferry over Pamunkey River, 253; petition of Jno. Butts and others in oppoſition to petition of ſundry other inhabitants of, 366; petition of juſtices, 140; petition of ſundry inhabitants asking that a court houſe be built and the county be not divided, 366; petitions for and againſt diviſion of, 324; propoſitions, 7, 78, 125, 180, 256, 265, 324, 326, 332; rangers, 15, 52; report of committee on grievance from, 13; report of committee on petitions, 256, 366; report of committee on propoſitions, 80, 81, 97, 155, 156; return of writ for electing a burgeſs, 92; St. John Pariſh, 224, 225, 226, 278, 280, 287, 289; writ for electing a burgeſs, 77, 362.

Knibb, John, petitioner, 203.

L

Lancaſter County, bounds of, 344; burgeſſes, vii, viii, ix, x, xi, 7, 23, 126, 178, 258, 364; claims, 48, 81, 125, 253, 323; complaint againſt ſheriff of, 260, election of burgeſſes for, conteſted, 253; grievance complaining of the irregularity of bounds of, 340; grievance from in reference to tobacco law, 133; mentioned, 68, 92, 328, 336, 352, 369; propoſitions, 48, 125, 324; report of committee appointed to lay off bounds of, 404, 400; report of committee on grievance in reference to horſes going at large, 50; report of committee on propoſition in reference to ſheep going at large in, 155; ſurveyor, authorized to lay off bounds of, 360.

Landings, public, bill for appointing, 21, 23, 24, 30, 32, 42, 281, 283, 285, 291, 316.

Lands, committee authorized to prepare bill to amend the laws in force relating to method of granting and ſeating, 267; ſeating and planting of, xx, xxiii, 28, 29, 67, 68, 69, 72, 73, 157, 158, 291, 292, 293, 295, 308, 309, 310, 315.

Langley, William, burgeſs, viii.

Lattimore, Clement, claimant, 198.

Lear, John, burgeſs, viii, ix, x, 126, 130, 141, 143, 147, 151, 178, 202, 206, 257, 275, 295, 331.

Lee, Thomas, burgeſs, x, xi, 251, 258, 261, 415, 421, election conteſted, 254, 200, 280, 286, 291, 294; mentioned, 307; not duly elected a burgeſs, 295.

Le Neve, William, chaplain, 401, paid for ſervices as chaplain, 387, 417; petitioner, 362.

Levies, bill for ſecuring payments of, xlix, 188, 190, 193, 196, 210, 212, 375, 377, 379, 380, 395.

Levy, public, act for raiſing, xix, xxix, xxxix, xlix, 39 40, 72, 73, 115, 116, 117, 163, 164, 166, 311, 312, 313, 316, 352, 353, 394, 395, 422, 425.

Lightfoot, Philip, petitioner, 123; ſpeaker of Houſe inſulted by, 280, 281, 285, 286.

Liquors, duty on, xix, xlvii, li, 32, 34, 35, 36, 37, 38, 40, 42, 66, 97, 101, 102, 110, 111, 112, 117, 379, 382, 383, 384, 390, 395, 403, 405, 407, 408, 412, 414, 425.

Littlepage, Richard, guilty of miſdemeanor, xxx, 136, 145; Houſe addreſs governor in reference to repeated contempts of, 132; juſtice of New Kent County, 124; meſſage from the Council to the Houſe in reference to, 165; reſolution of the Houſe in reference to, 160; return of warrant iſſued for arreſt of, 139; taken into cuſtody for refuſing to receive and certify certain propoſitions and grievances, 130, 131.

Lomax, John, complaint againſt Col. Joſeph Smith, 368, 372; mentioned, 411; petitioner, 365, 371, 406.

Ludwell, Philip, appointed to adminiſter oaths to burgeſſes, 357; member of Council, xxxiv.

M

McCarty, Daniel, burgeſs, viii, ix, x, xi, 178, 294, 302, 307, 308, 323, 327, 328, 336, 338, 340, 343, 348, 351, 359, 361, 363, 364, 366, 369, 370, 371, 374, 379, 383, 384, 387, 392; elected ſpeaker, 173; member of committee appointed to aſcertain what ornaments, etc., are neceſſary to be provided for the capitol, 340; member of committee appointed to lay off bounds of Lancaſter and Northumberland Counties, 404; member of committee appointed to examine public jail, 322; petitioner, 254, 260, 280; ſpeaker, xxix, xxxiv, 124, 126, 128, 129, 130, 131, 132, 135, 136, 141, 143, 144, 147, 148, 151, 152, 160, 179, 180, 182, 183, 184, 185, 187, 189, 191, 193, 194, 196, 197, 199, 200, 202, 205, 206, 210, 211, 215, 216, 217, 232, 233, 236, 238, 241, 242.

McGregor, Alexander, petitioner, 175.

Magazine, bill for erecting, xxvii, 114, 115, 116.

Manders, James, diſcharged out of cuſtody, 135; juſtice of Charles City County, 129.

Manican Town, petition of freeholders, 125; report of committee on petition, 146.

Manley, William, authorized to ſell certain entailed lands in Weſtmoreland County, 23, 24, 25, 28, 29; petitioner, 9, 18.

Marable, George, burgeſs, vii, viii, ix, xxviii, xxix, 4, 6, 24, 27, 37, 45, 46, 78, 101, 121, 123, 127, 138, 141, 146, 151, 152, 162, 163, 164, 170, 178, 198, 221, 236; complaint againſt, 93.

Mares, act to reſtrain keeping too great a number, xxiv.

Marott, John, claimant, 33.

Marſhall, Thomas, burgeſs, xi.

Martin, John, expedition to St. Auguſtine, 303, mentioned, 303, 305; reward for ſervices in expedition to St. Auguſtine, 305, 307, 309.

Martin Brandon Pariſh, bill for adding parts of Weſtover and Waynoake Pariſhes to, 144, 146, 185, 188, 190, 197, 200, 280, 281, 283, 296, 316; grievance from Prince George in reference to, 97; mentioned, 98, 100, 102; propoſition from Prince George County in reference to, 276, reſolution in reference to adding parts of Weſtover and Waynoake Pariſhes to, 143.

Maſon, George, burgeſs, viii, ix, x, xi, 121, 123, 127, 147, 195, 205, 206, 216, 225, 226, 249, 251, 258, 346, 359, 361, 364, 371, 373, 428; permiſſion to withdraw petition, 373; petition, 366.

Maſſie (Maſſey), Thomas, burgeſs, x, xi, 342, 362, 364, 377, 379.

Matapony River, ferry over, 265, 267, 269, 274, 281, 316; ordered that bill be brought in for appointing a ferry over, 257; petition of inhabitants of King and Queen and King William Counties in reference to ferry over, 253, report of committee on petition of King and Queen and King William Counties in reference to ferry over, 256.

Matthews, Baldwin, petitioner, 407.

Megginſon, Michael, authorized to ſell certain entailed lands in Glouceſter County, 195, 196, 198, 205, 207, 210, 217; petitioner, 183, 191.

Meriwether, ————, burgeſs, 27, 39, 41, 46, 50, 57, 61, 69, 77, 78, 82, 94, 101, 102, 106, 121, 123, 147, 158, 173, 176, 183, 198, 295, 221, 228, 229, 232, 249, 251, 261, 286, 290, 307, 308, 309, 323, 337, 348, 359, 361, 378, 387, 422; member of committee appointed to examine public jail, 322.
Meriwether, Francis, burgeſs, vii, 5, 6, 8, 29, 35.
Meriwether, Nicholas, burgeſs, vii, viii, ix, x, xi, 3, 4, 5, 6, 9, 15, 19 26, 36, 37, 41, 126, 178, 257, 322, 364.
Merriwether, William, lands veſted in, 381, 384, 395; mentioned, 378.
Merrott, John, claim rejected, 35.
Mews, John, voter in a conteſted election, 294.
Middleſex County, bill to prohibit hogs going at large in, 106, 107, 108, 111, 117, 146, 157; bill for adding part of Eſſex County to, 408, 409, 410, 412.
Middleſex County, bill to repeal act prohibiting hogs going at large in, 137, 148; burgeſſes, vii, viii, ix, x, xi, 6, 20, 109, 126, 178, 258, 364; Chriſt Church Pariſh, 20, 22, 23, 324, 333, 338; claims, 6, 52, 81, 124, 176, 222, 253, 321; grievances, 19, 82, 133, 180; petition, 102; propoſitions, 125, 253, 256, 266, 269, 325, 388.
Middleſex County, report of committee on grievances from, 11, 12, 182; report of committee on propoſitions, 83, 137, 157, 183; return of writ for electing burgeſſes, amended, 365.
Militia, regulation of, xlviii, 149, 150, 152, 381, 383, 384, 386, 393, 395.
Mill-dams, width of public roads over, xxviii, 117.
Minge, Valentine, burgeſs, viii, 126, 130, 138, 141, 144, 146, 147, 163.
Minittree, Bridget, petitioner, 18.
Minittree, David, mentioned, 18.
Morton, William, voter in a conteſted election, 294.
Mulatto ſlaves, act declaring them to be real eſtate, 15, 16, 17, 18, 20; better government of, xlviii, 368, 371, 373, 382, 383, 386, 389, 391, 392, 395; bill to repeal act declaring them to be real eſtate, 267, 271, 273.
Munford, Robert, burgeſs, x, 253, 255, 258, 261, 268, 269, 280, 324, 348.

N

Nanſemond County, burgeſſes, vii, viii, ix, x, xi, 6, 28, 126, 178, 257, 364; claims, 7, 46, 140, 181, 255, 277, 325; grievances, 48, 132; propoſitions, 7, 124; report of committee on grievance in reference to court houſe, 51; report of committee on propoſition in reference to Indian trade, 155; report of committee on propoſition in reference to line dividing Norfolk and Nanſemond Counties, 13; report of committee on propoſition in reference to removing courthouſe of, 13.
Nanſemond Indians, mentioned, 180, 222.
Napier, Robert, claimant, 5.
Naval ſtores, making of, encouraged, xliv, 330, 336, 337, 338, 345.
Neal, ————, burgeſs, 3, 38, 121, 123, 147, 158, 163, 175, 205, 221.
Neal, Chriſtopher, burgeſs, vii, viii, ix, 4, 7, 36, 46, 78, 103, 126, 178.
Neal, Richard, burgeſs, vii, 7, 18.
Ned, a ſlave, 19.
Negro ſlaves, act declaring them to be real eſtate, 15, 16, 17, 18, 20; better government of, xlviii, 368, 371, 373, 382, 383, 386, 389, 391, 392, 395; bill to repeal act declaring them to be real eſtate, 267, 271, 273; propoſition in reference to chriſtianizing them, 368, 370.
New Kent County, act for dividing, xlii, 207, 272, 274, 281, 316; bill in reference to length of county, 273, 284; burgeſſes, vii, viii, ix, x, xi, 6, 136, 178, 257, 304; claims, 7, 15, 49, 50, 78, 124, 176, 225, 253, 265, 331; grievances, 132, 180; juſtices of, charged with neglect of duty, xxx, 130; mentioned, 11, 57, 58, 59, 62, 73, 156, 165, 226; petitions, 149, 224, 377; propoſitions, 124, 125, 177, 191, 193, 256, 264, 265, 278, 279; report of committee on grievance in reference to aſcertaining fees of county officers, 182, report of committee on grievances in reference to idle people and lewd women, 185; report of committee on grievance in reference to poſt office, 185; report of committee on propoſition in reference to allowance for killing wolves, ſquirrels and crows, 137; report of committee on propoſitions in reference to perſons harboring poor and impotent travellers, 137; report of committee on propoſition in reference to providing guns for poor people, 338; reſolution of Houſe in reference to grievance refuſed to be certified by juſtices of, 159; return of writ for electing burgeſſes, 342; St. Paul Pariſh, 280; St. Peter's Pariſh, 376; writ for election of burgeſſes, 322.
Newton, ————, ſurveyor, 340, 404.
Newton, George, burgeſs, vii, xi, 18, 101, 113, 337, 361, 364, 369.
Newton, Thomas, juſtice of the peace, 260, 294.
Norfolk County, burgeſſes, vii, viii, ix, x, xi, 178, 257, 364; claims, 82, 124, 177, 270, 321; conſideration of propoſition in reference to flax, hemp, cotton and wool, poſtponed, 50; dividing line between, and Nanſemond County, 13; grievances, 133, 177, 182; mentioned, 94, 127; propoſitions and grievances from, 9, 125; report of committee on grievance in reference to aſcertaining fees of county officers, 182; report of committee on propoſition in reference to act declaring what ſhall be a ſufficient ſeating, planting, cultivating and improving of land, 155, 156; report of committee on propoſition in reference to act for ſettling titles and bounds of lands and for preventing unlawful ſhooting and ranging thereon, 156; report of committee on propoſition in reference to Indian trade, 155; report of committee on propoſition in reference to paying public dues in plank, tar, ſhingles and other commodities, 137; return of writ for electing a burgeſs, 50; ſheriff, 12, 14; writ for election of burgeſſes, amended, 7, 128.
Norfolk warehouſes, rent of, 97.
Norments, mentioned, 256, 257.
North Carolina, account of money appropriated for relief of, 67; act to prevent tobacco being ſhipped to Virginia from, li; addreſs from G. A. of, to governor of Virginia, mentioned, 25, 26; Houſe conſiders ways and means of raiſing ſupplies for relief of, 32; letters to governor of Virginia, 27; maſſacre in, mentioned, xvii, 28, 29; mentioned, 19, 21, 24, 69, 70, 116, 203; money appropriated for relief of, xix; nine hundred yards of duffels lent to, 27, 34, 35, 36, 37, 40, 42; Spotſwood's report on money appropriated for relief of, xxii.
Northampton County, bill for altering court day, 195, 198, 284, 287, 289, 298, 316; burgeſſes, vii, viii, ix, x, xi, 7, 126, 180, 193 258, 304; claims, 10, 255; conſideration of the propoſition in reference to printing and felling the laws of the country, poſtponed, 223; grievances, 9, 125, 133, 180, 370; mentioned, 413; propoſitions, 9, 125, 192, 370; report of committee on grievance in reference to free negroes' paying taxes, 369; report of committee on grievance in reference to old iron, 14; report of committee on propoſition in reference to paying public dues in pork, beef and other commodities, 137; report of committee on propoſition in reference to county courts, 14; return of writ for electing burgeſſes, 342, 415; writ for electing burgeſſes, 321, 401.
Northanna River, ferry over, 411, 412, 414, 415, 417, 425.
Northumberland County, bounds of, 344, 369; burgeſſes, vii, viii, ix, x, xi, 7, 23, 126, 178, 258, 364; claims, 46, 328; grievances, 125, 133, 253, 256; mentioned, 91, 92, 99, 327, 352, 360; propoſitions, 125, 370; report of committee appointed to lay off bounds of, 404, 406; return of writ for electing burgeſſes, amended, 365.
Nott, Edward, monument erected to memory of, 213, 214, 262

Nottoway Indians, mentioned, 15, 22, 24, 135, 180, 222; petition of, 124; report of committee on petition of, 130.
Nutting, Thomas, claimant, 177.

P

Pamunkey Indians, mentioned, 9, 52, 79, 125, 180, 224, 378, 381, 382, 384, 395.
Pamunkey River, ferry over, 158, 160, 205, 267, 269, 274, 281, 316, 328, 330, 332, 347, 348, 353; mentioned, 11, 80, 411; ordered that bill be brought in for appointing a ferry over, 257; petition of inhabitants of King William, in reference to ferry over, 253; propoſition from King William County in reference to ferry over, 150; report of committee on petition of King William County in reference to ferry over, 256
Penne, Brian, petitioner, 130.
Perry, Micajah, appeal of executors of, from judgment of the General Court, 421; repreſentation of the General Aſſembly to the king in the caſe of, 422, 425.
Perry, Richard, appeal of executors of, from judgment of the General Court, 421; repreſentation of the General Aſſembly to the king in the caſe of, 422, 425.
Pinkethman, William, ſheriff of York County, 10.
Pirates, act to encourage apprehending and deſtroying, xl; meſſage from governor and Council to burgeſſes in reference to, 223; reward for apprehending, 224, 226, 229, 231, 233.
Pitman, James, petitioner, 175.
Pole, Godfrey, clerk of Comm. of P. & G., 176, 251, 329, 362, 401; paid for ſervice as clerk of Comm. of P. & G., 387, 417; petitioner, 176.
Pool, ————, clerk of committee appointed to enquire into condition of furniture belonging to the capitol, 225.
Poſt Office, bill to prevent abuſes in, 191, 194, 196, 205, 209, 210, 212; grievances from Prince George, New Kent and James City Counties in reference to, 185.
Potomac River, ferry over, 316.
Poythres, John, burgeſs, xi, 364, 414.
Preſſley, Peter, burgeſs, viii, ix, x, xi, 121, 123, 126, 141, 163, 173, 175, 178, 214, 215, 216, 221, 251, 258, 272, 305, 311, 321, 323, 327, 338, 340, 346, 361, 364, 404.
Price, Evan, voter in a conteſted election, 294.
Price, Moſes, mentioned, 195; petitioner, 187.
Prince George County, act to divide into two pariſhes, 111, 112, 113; burgeſſes, vii, viii, ix, x, xi, 6, 126, 177, 258, 364; claims, 6, 46, 78, 124, 176, 222, 253, 321; grievances, 82, 132, 180; Martin Brandon Pariſh, 144, 146, 185, 188, 197, 280, 281, 283, 296, 316; mentioned, 7, 268, 411; propoſitions, 125, 194, 256, 265, 269, 276; rangers, 15, 20; report of committee on claim of militia of, 14; report of committee on grievances from, 85, 97, 183, 185, 192, 194; report of committee on propoſitions, 136, 143, 155, 185, 369; return of writ for election of a burgeſs, 269; writ for electing burgeſs, 253, 255.
Princeſs Anne County, burgeſſes, vii, viii, ix, x, xi, 6, 28, 126, 178, 257, 364; claims, 10, 82, 181, 226, 255, 321; conſideration of propoſition in reference to burgeſſes' ſalary and charges of aſſemblies, poſtponed, 50; conſideration of propoſition in reference to flax, hemp, cotton and wool poſtponed, 50; conſideration of propoſition in reference to new court houſe, etc., poſtponed, 50; court day, altered, 96, 97, 98, 100, 110, 117; grievance from, in reference to tobacco law, 133; petition of juſtices of the peace, 96; propoſitions, 9, 82, 125, 256, 264, 266, 267; report of committee on grievances in reference to days for holding county court, 86; report of committee on propoſitions from, 16, 20, 85, 145; return of writ for electing burgeſſes amended, 365
Priſoners for debts, act for relief of, li, 92, 93, 406, 412, 413, 415, 418, 419, 421, 425; bill concerning, 343, 345, 352, 353.
Proteſted bills, bill for limiting time of payment, 209, 211
Pryors, Robert, claimant, 50.
Public landings, act for appointing, xx.
Public levy, act for raiſing, xix, xxix, xxxix, xlix, 240, 241, 242; committee ordered to prepare and bring in bill for raiſing, 239.
Public ſtorehouſes. *See* ſtorehouſes.
Pulliam, William, mentioned, 411.

Q

Quarantine, veſſels arriving from places infected with the plague to perform, 340, 341, 342, 345, 353.
Quit Rents, bill for better diſcovery and ſecuring, 288, 289, 292, 304, 305, 315.

R

Randolph, ————, burgeſs, 123, 130, 131, 136, 155, 158, 160, 173, 176, 180, 183, 184, 185, 193, 194, 195, 196, 199, 202, 203, 210, 216, 221, 361, 363, 364, 365, 366, 371, 374, 375, 377, 378, 401, 402, 403, 405, 406, 407, 408, 410, 411, 412, 415, 416, 417, 421, 422.
Randolph, John, claimant, 290; clerk of the Houſe, xxxv, 179; paid for copying and delivering to each county laws of the Colony, 307, 347, 349, 392, 417, 420; paid for ſervices as clerk of Houſe, 386, 417; petitioner, 205, 209, 222, 256, 375.
Randolph, Richard, bill to confirm title of, to certain entailed lands, 416, 421, 425; mentioned, 414.
Randolph, Thomas, burgeſs, x, 257, 263, 287, 309, 311, 334, 337, 350; election conteſted, 252, 259, 275.
Randolph, William, appeal of executors of M. & R. Perry from judgment of the General Court in an action againſt executors of, 421; burgeſs, viii, ix, xi, 126, 177, 249, 251, 257, 261, 264, 268, 269, 277, 287, 296, 308, 309, 311, 334, 343, 344, 348, 350, 352, 359, 364; petitioner, 8; repreſentation of the General Aſſembly to the king in the caſe of executors of, 422, 425.
Rangers, act for appointing, xix, xxii, 19, 20, 23, 24, 25, 28, 42, 51, 56, 59, 60, 61, 62, 63, 64, 66, 67, 69, 73; governor empowered to diſband, and to uſe their pay for other purpoſes, 66, 67, 69, 73.
Rappahannock River, ferry over, 328, 330, 332, 347, 348, 353, 410, 411, 412, 414, 415, 417, 425; mentioned, 87, 298, 371; propoſition from Eſſex County in reference to ferry over, 328; propoſition from Richmond County in reference to ferry over, 268.
Reddick (Reddicke), James, burgeſs, viii, ix, x, 126, 178, 257.
Rice, John, voter in a conteſted election, 294.
Rice, William, voter in a conteſted election, 294.
Richardſon, Richard, claimant, 342; mentioned 80, 156.
Richmond County, act for dividing, xlii, 207, 269, 272, 279, 280, 316; burgeſſes, vii, viii, ix, xi, 7, 126, 178, 258, 364; claims, 59, 124, 176, 253, 321; grievances, 132, 177, 182; juſtices charged with neglect of duty, xxx, mentioned, 260, 261, 280, 352, 369; propoſitions, 124, 129, 256, 268; report of committee on propoſition in reference to diviſion of, 157.
Rickets, James, burgeſs, x, xi, 257, 270, 302, 306, 364; mentioned, 401; appointed doorkeeper, 4, 45, 77, 129.
Ripping, Edward, petitioner, 130.
Rivers, bill for clearing, 334, 337, 341, 353; bill to prevent felling of trees into, 406, 407, 408, 409, 410, 425
Roads, width of mill dams over, 92, 94, 96, 117.
Roanoke River, mentioned, 68, 201.
Roberts, John, claimant, 161, 162.
Roberts, Thomas, petitioner, 87.
Robertſon, William, action of, in reference to the ſale of certain negro ſlaves, 403, 405; authorized to print laws of Colony, 266, 267; clerk of G. A., 3, 15, 21, 25, 26, 28, 29, 30, 31, 32, 33, 35, 36, 37, 39, 40, 42, 49, 52, 53, 58, 61, 63, 65, 66, 67, 68, 71, 72, 73, 79, 82, 87, 88, 89, 95, 96, 98, 99, 101, 102, 103, 104, 105, 106, 109, 110, 111, 112, 113, 114, 115, 116, 121,

132, 134, 135, 136, 144, 147, 148, 152, 159, 160, 161, 163, 164, 166, 173, 179, 187, 189, 192, 196, 200, 201, 202, 205, 209, 212, 214, 215, 216, 217, 221, 223, 233, 236, 238, 239, 242, 240, 255, 262, 279, 283, 300, 303, 315, 319, 320, 350, 352, 357, 359, 367, 378, 380, 390, 395, 399, 425; paid for ſervices as clerk of G. A., 386, 417.
Robin, a ſlave, 368.
Robiſon, ————, burgeſs, 58, 121, 123, 147, 163, 233, 240, 251, 261, 264, 268, 272, 280, 286, 322, 324, 325, 334, 337, 341, 347, 348, 349, 353, 359, 371, 418; member of committee appointed to aſcertain what ornaments, etc., are neceſſary to be provided for the capitol, 340; temporarily ſuſpended from the Houſe, 225.
Robiſon, Chriſtopher, burgeſs, vii, 3, 5, 6, 21, 36, 39, 46, 48, 49, 52, 53, 54, 65, 66, 68, 87, 106; receiver of duty on liquor and ſlaves, 36, 37.
Robiſon, John, burgeſs, vii, 4, 6, 24, 26, 27, 28, 36, 39, 78, 82, 91, 106, 115, 116; complaint againſt Gawin Corbin, 263; petitioner, 252, 271.
Robinſon, Tully, burgeſs, vii, viii, ix, x, xi, 5, 7, 8, 39, 46, 61, 93, 94, 101, 127, 180, 364; mentioned, 401.
Robiſon, William, burgeſs, vii, x, xi, 3, 4, 5, 6, 7, 8, 9, 15, 19, 22, 24, 26, 27, 35, 36, 37, 38, 46, 48, 49, 51, 52, 53, 54, 65, 78, 82, 92, 258, 350, 361, 364, 378, 381.
Rodes, John, ordered that a bill be prepared for felling and tranſporting a ſlave belonging to, 368.
Rolling houſes, act for appointing, xx, 21, 23, 24, 30, 32, 42, 281, 283; bill to explain and amend act for appointing, 285, 291, 316.
Roſcow, ————, burgeſs, 247, 249, 251, 263, 270, 272, 273, 275.
Roſcow, James, burgeſs, x, 257; mentioned, 321.
Roſcow, William, burgeſs, xi, 364.
Roſier, David, voter in a conteſted election, 294.
Roſs, Edward, claimant, 88.
Roſe, Sarah, petitioner, 141.
Royſter, John, mentioned, 410.
Rum, duty on, xlvii, 379, 403.

S

St. Auguſtine, mentioned, 303, 305, 307, 309.
Saint George Pariſh, act for erecting, xxvii, 101, 162, 110; mentioned, 277; petition in reference to veſtry, 411.
St. John's Pariſh, bill for dividing, 286, 287, 289, 316; burgeſſes from King William County authorized to bring in bill for dividing, 278; petition of lower inhabitants of, 225; upper inhabitants of, 224; report of committee on the petition of the upper and lower inhabitants, 226.
St. Mary's Pariſh, act for dividing, xxiv, 51, 52, 54, 63, 66, 73; petitions, 49, 59.
St. Paul's Pariſh, bill to divide, 411, 412, 414, 415, 417, 425; petition of upper inhabitants asking for diviſion of, 280.
St. Stephen's Pariſh, bill for dividing, 384, 385, 386, 389, 391, 395; petitions, 367, 368; report of committee on petitions of, 370.
Sancho, a ſlave, 368
Sandiford, Joſeph, voter in a conteſted election, 294.
Sapony Indians, mentioned, 177, 199, 204, 222, 412.
Scarburgh, Edmund, burgeſs, xi, 364, 401; petitioner, 418.
Scarburgh, Henry, burgeſs, xi; petitioner, 418.
Schools, free, propoſitions from New Kent and Princeſs Anne Counties in reference to, 264.
Schyler [Gov. Schuyler], letter from Spotſwood to, mentioned, 261, 262, 274
Scot, John, petitioner, 324
Seal, Anthony, mentioned, 411.
Seal, Anthony, Jr., mentioned, 411.
Seamen, entertainment of, on ſhore, prohibited, xxiv, 51, 54, 55, 56, 58, 59, 73; puniſhment for diſobedience, 349, 353.
Seconds, bill to prevent the tending of, 272, 275, 276, 281, 282, 316.
Secretaries, fees of, xxxvii, 24, 26, 27, 29, 162, 163, 187, 189, 192, 196, 198, 200, 216.
Secretary of Va., bill concerning, 416, 417, 418, 421, 425.
Servant, James, claimant, 206.
Servants, act concerning, xlvi, li, 341, 353, 417, 418, 420, 425; bill to amend act concerning, 330, 332, 333.
Sheriffs, fees of, xxxvii, 24, 26, 27, 29, 162, 195, 187, 189, 192, 196, 198, 200, 216, 404, 405; method of appointing, xxiv, 51, 54, 55, 56, 58, 73, 295, 296, 297, 304, 315.
Shields, James, claimant, 161, 162, 225, 256, 325 Houſe meſſenger, 136, 306; paid for ſervices as meſſenger, 387; petitioner, 311, 391, 415; petitions rejected 276, 270; propoſition in reference to altering the public jail, 273.
Silver coin, rate of, regulated, xxviii, 108, 110, 111, 112, 117.
Simons (Simmons, Simmonds), John, burgeſs, vii, x, 6, 32, 39, 42, 61, 92, 256, 286, 291, 351.
Skinker, Samuel, mentioned, 328.
Slater, John, claimant, 337.
Slaves, act declaring them to be real eſtate, 15, 16, 17, 18, 29; bill to amend act concerning, 330, 332, 333, 353, 417, 418, 420; duty on, xix, xlvii, 32, 34, 35, 36, 37, 38, 40, 42, 66, 97, 101, 102, 110, 111, 112, 117, 379, 382, 383, 384, 390, 395; ordered that a bill be prepared for better government of, 363; tranſportation of, 371, 373, 374, 375, 377, 395; trial of, committing capital crimes, xlviii, 368, 371, 373, 382, 383, 386, 389, 391, 392, 395.
Smith, ————, burgeſs, 202, 337.
Smith, Arthur, burgeſs, viii, ix, x, 126, 178, 258.
Smith, Chriſtopher, mentioned, 197; petitioner 9, 52.
Smith, Francis, authorized to convey to John Spicer certain entailed lands, 330, 333, 341, 353; petitioner, 324, 325.
Smith, Joſeph, anſwer of, to complaint of John Lomax, 368, 372; burgeſſes addreſs governor in reference to, 376; complaint of Jno. Lomax and others againſt, for refuſing to receive and certify a grievance, 365; governor's meſſage to the Houſe in reference to, 377, mentioned, 365, 371; petition of Eſſex County complaining of great ſeverities exerciſed by, 365; petitioner, 371; report of committee on petition of Eſſex County complaining of ſeverities exerciſed by, 374.
Smith, Lawrence, burgeſs, ix, x, xi, 228, 251, 257, 232, 302, 334, 364.
Smith, Lawrence, Jr., petitioner, 343, 348.
Smith, Nicholas, burgeſs, x, xi, 322, 324, 325, 361, 364; juſtice of the peace, 263.
Smith, William, authorized to diſpoſe of certain entailed lands in New Kent, 57, 58, 59, 62, 73; petitioner, 56, 57.
Smith, Chriſtopher, claimant, 15.
Soane, Henry, Jr., burgeſs, vii, 6, 16, 17, 18, 26, 36, 39, 46, 50, 61, 65, 69, 70, 78, 82, 111, 115.
South Carolina, act to encourage volunteers for ſervice of, xxix, xxxiii, 154, 158, 161, 162, 166; applications of commiſſioners from, 128, 131, 134; aſſiſtance given by Virginia, xxix; burgeſſes addreſs governor in reference to relief of, 147; mentioned, 122, 129, 204; meſſage from burgeſſes to governor in reference to unjuſt treatment of ſoldiers enliſted for aſſiſtance of, 105; meſſage from Council to Houſe in reference to relief of, 165; reſolution in reference to raiſing money to aſſiſt, 139, 150; ſlaves imported from, exempted from the payment of duty, except when expoſed for ſale, 135, 140; ways and means for raiſing money for aſſiſtance of, 141.
Southerland, William, petitioner, 262; ſheriff of King and Queen County, 259.
Southkey, mentioned, 68.
Speaker. *See* Beverley, Peter, Holloway, John, and McCarty, Daniel.
Spicer, John, Francis Smith authorized to convey certain entailed lands to, 341, 353.
Spotſwood, Alexander, addreſſes from burgeſſes, 8, 18, 24, 31, 38, 41, 53, 70, 87, 88, 89, 106, 107, 109, 131, 140, 142, 143, 147, 151, 181, 184, 187, 195, 206, 212, 234, 238, 254, 202.

300, 306, 309, 310, 323, 346, 348; attorneys of, requeſted to make report on money given him to erect Spotſylvania and Brunſwick Counties, 402; burgeſſes conſpire to ſecure removal of, xxxviii; empowered to diſband rangers and to uſe their pay for other purpoſes, 69, 73; reimburſed the expenſes of trip to Albany, xlv, 331, 335; meſſages to burgeſſes, 15, 21, 25, 37, 39, 41, 42, 46, 47, 63, 64, 67, 69, 79, 91, 99, 100, 101, 103, 108, 114, 116, 121, 132, 134, 136, 145, 152, 166, 170, 173, 174, 179, 187, 189, 197, 202, 215, 217, 221, 223, 232, 233, 236, 238, 239, 242, 249, 250, 255, 262, 279, 283, 300, 303, 313, 315, 319, 325, 350, 352, 353, 354; removed from office, xlv; report on money appropriated for relief of N. C., xxii, 67; three letters from North Carolina, 27.

Spotſylvania County, burgeſſes, xi, 364; erection of, xli, 289, 290, 293, 300, 304, 305, 315; mentioned, 324, 337, 348, 368, 410, 411; new court houſe in, 410, 413, 414, 415, 416, 420, 425; propoſition in reference to laying out town in, 410.

Spratt, Henry, burgeſs, xi, 364.

Stafford County, bill to divide, 408, 414; burgeſſes, vii, viii, ix, x, xi, 7, 127, 258, 364; claims, 7, 48, 83, 124, 179, 208, 254, 325; grievance from, in reference to tobacco payments, 133; mentioned, 269, 312, 366; petitions, 255, 264, 288, 312; propoſition and grievance from, 125; rangers, 34; return of writ for electing burgeſſes, amended, 184; return of writ for election of burgeſſes not made according to law, 178.

Stanup, John, burgeſs, vii, viii, ix, x, 6, 28, 38, 57, 82, 126, 151, 178, 206, 221, 257.

Stith, Drury, diſcharged out of cuſtody, 135, 194; guilty of neglect of duty, 193; juſtice of Charles City County, 129.

Stith, John, burgeſs, ix, x, xi, 178, 183, 190, 195, 198, 202, 210, 225, 227, 259, 270, 288, 290, 311, 334, 348, 350, 359, 364, 377.

Storehouſes, public, act preventing malicious burning or deſtroying, xxvii, 86, 89, 91, 95, 116, 139, 141, 142, 143.

Stubblefield, Robert, lands veſted in, 372, 373, 375, 377, 395; petitioner, 365; report of committee on petition, 367.

Sue, a ſlave, 19.

Surry County, burgeſſes, vii, viii, ix, x, xi, 6, 126, 178, 258, 364; claims, 7, 46, 81, 127, 179, 253, 327; grievance in reference to tobacco payments, 132; petition in reference to public, county, and pariſh levies, 81; propoſitions, 5, 127, 256, 264, 266, 267, 329; rangers, 8; report of committee on claim of militia of, 14; report of committee on propoſition in reference to act declaring what ſhall be a ſufficient ſeating, planting, cultivating and improving of land, 155, 156; report of committee on propoſition in reference to act for ſettling titles and bounds of lands and for preventing unlawful ſhooting and ranging thereon, 156; report of committee on propoſition in reference to duty on imported goods, 138; report of committee on propoſition in reference to duty on ſlaves, 330; report of committee on propoſition in reference to Indian trade, 155.

Surveyors, empowered to take trees to make or repair bridges or highways, 19, 22, 24, 25, 28.

Swinſen, Henry, petitioner, 320.

Syers (Syer), William, claimant, 34, 35.

Syme, John, burgeſs, x, 322, 337.

T

Tabb, Edward, burgeſs, xi, 364.

Taliaferro, John, mentioned, 411.

Taliaferro, Lawrence, ſheriff of Eſſex County, 259.

Tar, act to encourage making of, xliv, 353.

Tayloe, John, juſtice of the peace, 263.

Taylor, James, petitioner, 368.

Taylor, John, mentioned, 278.

Teackle, John, burgeſs, x, 258, 274, 308, 311; mentioned, 321.

Terrey, James, claimant, 161, 162.

Thacker, Edwin, burgeſs, xi, 364, 394, 408.

Thacker, Henry (of Middleſex), mentioned, 196.

Thacker, Henry, orphan and deviſee of Henry Thacker, of Middleſex, 196.

Thacker, Chichley Corbin, petitioner, 18, 53, 36, 149, 185, 188, 196, 198, 226, 272, 275, 325 390, 391.

Thompſon, Samuel, burgeſs, viii, ix, 126, 178, 202, diſcharged out of cuſtody, 194; guilty of neglect of duty, 193.

Thornton, ———, burgeſs, 26 39, 42, 45, 49, 54, 98; clerk of New Kent County Court, 124.

Thornton (Thorton), Francis, burgeſs, xi, 364, 385.

Thornton (Thorton), John, burgeſs, x, xi, 334, 342, 350, 364, 377, 379, 381, 394, 421.

Thornton, Thomas, petitioner, 54.

Thornton (Thorton), William, burgeſs, vii, x, xi, 6, 322, 337, 343, 361, 362, 364, 371, 416

Tickles, Peter, mentioned, 11.

Timſon, William, petitioner, 8.

Tobacco, act for relief of perſons who by reaſon of drought made ſmall quantities of, xxvii, 98, 100, 104, 105, 111, 116, 139; act for remedying divers inconveniences ariſing by unſeaſonable ſhipping, 391, 392, 415, 416, act to prevent abuſes in, ſhipped by freight, xxviii, 103, 104, 105, 106, 111, 117; bill to prevent bringing in, from North Carolina, 406, 407, 408, 409, 410, 425; frauds in payments prevented and ſtaple improved, xxi, xxvii, 60, 61, 65, 66, 68, 73, 91, 93, 94, 98, 102, 117, 133, 138, 139, 141, 142, 143, 147, 148, 149, 156; frauds in ſhipping by freight prevented, 51, 54, 55; petition of merchants and traders complaining of abuſe in ſtaple of, 327; ſhipping unſtamped prohibited, 112, 139; ſtaple improved, xxi, xxvii; xlvi, xlix, 333, 335, 337, 344, 345, 353, 375, 377, 379, 380, 384, 385, 389, 404, 405.

Tobacco ſtorehouſes, rents of, 93.

Todd, William, propoſition in reference to bringing up negro children in Chriſtian religion, rejected, 370.

Tom, a ſlave, 363.

Treaſurer, accounts of, 35, 99; act for appointing, xix, xlix, li, 34, 35, 36, 37, 40, 42, 392, 393, 394, 395, 410, 412, 413, 414, 425; authorized to put out at intereſt certain amount of money, 207, 209, 214, 229, 230, 232, 235, 242; committee appointed to examine accounts of, 375; ordered to make report of money in public treaſury, 126, 180, report of, 126, 128, 184; report of committee on accounts of, 113, 187, 188, 199, 227, 345; ſecurity, 227. *See* alſo Beverley, Peter, and Holloway, John.

Tullit, John, memorialiſt, 186, 188.

Turberfield, George, juſtice of the peace, 260.

Turbervile, George, juſtice of the peace, 204.

Tuſcarora Indians, mentioned, xvii, 14, 15, 17, 18, 20, 21, 22, 24, 68; trade with, prohibited, xx, 28, 29; treaty with, mentioned, xviii.

Tyler, Francis, meſſenger of Houſe, 5, 123; petitioner, 103.

Tyler, Henry, claimant, 177.

Tyler, John, accounts of, inſpected by committee of claims, 105; petition, 272; report of committee on accounts of, 115; report of work done on governor's houſe, 101.

V

Vagrants, act to reſtrain, 375, 377, 379, 380, 395.

Virginia, act to prevent tobacco being ſhipped from North Carolina to, li, aids North Carolina, 27; bill for appointing an agent for, in Great Britain, 196, 198, 200; mentioned, 14, 19, 24, 27, 31, 70 80, 91, 165, 166, 250; report of committee on propoſition of ſome inhabitants of, in reference to roads, 157; reſolution in reference to appointing an agent for, in Great Britain, 104.

Virginia Indian Company, bill in reference to trade of, 158, 160; mentioned, 335; petition of Thos. Jones in behalf of members of, 233; report on accounts of, 342; Thos. Jones paid £237 18 s. for uſe of, 344.

W

Wager, Nicholas, doorkeeper, 320, 362; paid for ſervices as doorkeeper, 387, 417.
Wager, William, doorkeeper, 251; petitioner, 175.
Walke (Walk), ———, burgeſs, 8, 25, 39, 61, 91, 263, 290, 308, 337.
Walke, Anthony, burgeſs, x, 257.
Walke (Walk), Thomas, burgeſs, vii, 6.
Walker, Alexander, charged with neglect of duty, xxx; juſtice of New Kent County, 124; taken into cuſtody for refuſing to receive and certify certain propoſitions and grievances, 130, 131
Walker, George, propoſition of, 87.
Walker, Joſeph, claimant, 256.
Waller, Charles, petitioner, 325.
Waller, John, burgeſs, vii, x, 3, 5, 6, 8, 18, 25, 29, 36, 37, 38, 39, 46, 49, 51, 54, 56, 57, 59, 61, 65, 69, 70, 72, 77, 78, 82, 91, 113, 247, 249, 251, 258, 279, 287, 289, 296, 307, 309, 311, 329, 346, 347, 351; member of committee appointed to examine public jail, 322.
Wallingford Pariſh, bill for conſolidating, with parts of Weſtover and Weynoak, 284, 285, 287, 296, 316.
Warwick County, burgeſſes, vii, viii, ix, x, xi, 6, 126, 141, 178, 257, 364; claims, 82, 125, 176, 255, 321; election of burgeſſes for, conteſted, 128; grievance in reference to ſtriking fiſh, 329; grievance from, in reference to tobacco law, 133; propoſition and grievance from, 125; petition asking to be diſſolved, 377; petition in oppoſition to a petition asking to be diſſolved, 377; propoſition in reference to fiſh, 321; report of committee on propoſition in reference to aſcertaining ſecretaries', clerks' and ſheriffs' fees, 154; report of committee on propoſition in reference to payments of debts, 155; report of committee on propoſition in reference to Indian trade, 155; reſolution of the Houſe in reference to complaint concerning election of burgeſſes for, 159; return of writ for electing burgeſſes, 57, 141, 342; writ for electing burgeſſes, 45, 321.
Waters, William, burgeſs, vii, ix, x, 7, 25, 29, 36, 66, 189, 190, 195, 205, 206, 233, 258; diſcharged out of cuſtody, 194; guilty of neglect of duty, 193; mentioned, 321; petitioner, 193; temporarily ſuſpended from the Houſe, 225.
Waugh, John, burgeſs, vii 7, 29, 113.
Weſt, John, mentioned, 367.
Weſtmoreland County, burgeſſes, vii, viii, ix, x, xi, 126, 178, 258, 364; chapel of eaſe in, 406, 408, 409, 412, 413; claims, 10, 50, 125, 253, 323; grievance from, in reference to tobacco, 133; mentioned, 23, 24, 25, 28, 29, 42, 254, 260, 280, 286, 291, 292, 294, 303, 307, 352, 369; propoſition and grievance from, 125; propoſition in reference to a chapel of eaſe, 404, 405; report of committee on propoſition concerning a chapel of eaſe, 370; return of writ for electing a burgeſs, 415; ſheriff, 21; writ for electing a burgeſs, 401; writ for election of burgeſſes amended, 7.
Weſtover Pariſh, bill for dividing, xxxviii, 98, 100, 102, 104, 111, 112, 144, 146, 188, 189, 190, 197, 200, 280, 281, 283, 284, 285, 287, 296, 316; grievance from Prince George in reference to, 97, 183; mentioned, 387; propoſition from Prince George County in reference to, 276; report of committee on propoſition from Prince George County in reference to, 143.
Weynoak (Waynoak) Pariſh, bill for adding parts of Wallingford and Weſtover Pariſhes to, 284, 285, 287, 296, 316; bill to divide, 98, 100, 102, 104, 111, 112, 144, 146, 185, 188, 280, 281, 283, 316; grievance from Prince George in reference to, 97, 183; propoſition from Prince George County in reference to, 276; report of committee on propoſition from Prince George County in reference to, 143.
Whitehead, Philip, burgeſs, xi, 379.
Whood, Robert, petitioner, 50.
Widows, rights to deceaſed huſbands' eſtates, 20.
Will, a ſlave, 19.
Willcox, John, ſummoned as witneſs, 128.
William and Mary College, bill for granting £1000 out of the public fund for maintaining and educating ſcholars of, 206, 209, 210, 214, 217; bill to exempt maſters, etc., from paying levies, 407, 408, 409, 410, 412, 413; burgeſs, viii, ix, x, 178, 181, 257; burgeſſes addreſs king in reference to, 419; meſſage from burgeſſes to governor in reference to eſtabliſhing ſcholarſhips, 212; money ariſing from duty on liquors to be applied to uſe of, 403; not entitled to repreſentation, xxix; preſident, xviii; propoſals for eſtabliſhing ſcholarſhips in, 199, 201, 202; report of committee on writ for electing burgeſs for, 127; right of the election of burgeſs for, conſidered by the Houſe, 134, 138, 180, 181.
Williamſburg, accounts of ſurveyor of, 111; act preventing hogs going at large in, 83, 86, 87, 92, 95, 117, 341, 343, 345, 349, 353; bill concerning public priſons in, 343, 359, 353; burgeſs, xi, 364; burgeſſes addreſs governor in reference to incorporating, 348; committee appointed to repair capitol and improve ſtreets of, xxiv; juriſdiction of the court of huſtings enlarged, xlix, 382, 390, 393, 394, 395; memorial of freeholders and inhabitants, 269, 274; mentioned, 35, 50, 56, 59, 60, 62, 64, 70 234, 247; Mr. Clayton's report of money received for lots in, 273, 297; petition asking for money to finiſh work on cauſeways and ſtreets, 327; petition asking that juriſdiction of court of huſtings be enlarged, 375; petition in reference to incorporation of, 341, 344; petition in reference to roads, 336; petition in reference to the ſtreets and the need of a market houſe, 283; petition of freeholders and others, 79; petition ſuggeſting way to raiſe money to repair ſtreets and cauſeways, 331; report of committee authorized to make cauſeways and repair ſtreets, 327; report of committee on accounts of ſurveyor of, 112; report of committee on petition of freeholders, 80; truſtees ordered to make report on money in hand, 56.
Willis, Henry, burgeſs, ix, x, xi, 173, 175, 183, 191, 195, 198, 240, 251.
Willis, Henry, burgeſs, 258, 275, 305, 308, 321, 323, 334, 341, 346, 359, 361, 364, 372, 375, 401, 410, 412, member of committee appointed to aſcertain what ornaments, etc., are neceſſary to be provided for the capitol, 340.
Wills, Miles, burgeſs, vii
Wills, manner of granting probate of, 20.
Willſon, Francis, mentioned, 28.
Willſon, James, mentioned, 50; ſheriff of Norfolk County, 14.
Willſon, John, mentioned, 97.
Wilmington Pariſh, bill for diſſolving and joining to other pariſhes, 339, 342, 343, 347, 350, 390, 391, 393, 394, 395; ordered that bill be brought in for diſſolving, 387; petition, 311, 336, 376, 377, 382.
Wilſon, Willis, burgeſs, ix, x, 5, 178, 257, 308.
Wine, duty on, xlvii, 379, 403.
Wolves, reward for killing, 92, 94, 95, 96, 117, 260, 270, 272, 281, 316.
Woodbridge, William, burgeſs, viii, ix, x, 126, 135, 143, 178, 195, 258, 272, 340, 369; report on bounds of Lancaſter and Northumberland Counties, 404, 406.
Woodhouſe, Horatio, burgeſs, viii, ix, 126, 178
Woodley, Andrew, mentioned, 69.
Woodſon, John, depoſition of, 260.
Wright, Francis, petitioner, 21.
Wright, Samuel, claimant, 88.
Wright, William, burgeſs, vii, 6, 20, 42, 86.
Wyat, William, voter in a conteſted election, 294.
Wynn, Joſhua, mentioned, 270.
Wythe, Thomas, burgeſs, ix, xi, 178, 197, 210, 227 364, 394, 401.

Y

York County, bill in reference to length of county, 273, 284; burgeſſes, vii, viii, ix, x, xi, 126, 178, 257, 364; claims, 6, 46, 52, 78, 124, 140, 176, 224, 253, 321, 323; grievance in reference to ſtriking fiſh, 320; mentioned, 55, 161, 234; petition asking for diviſion of, 377; petition complaining of the inconvenient length of, 377; petition in oppoſition to a petition in reference to altering bounds of, 377; petition of ſheriff, 177, 229; propoſitions, 5, 135, 321; report of committee on propoſition againſt ſtriking fiſh in ſalt waters, 157; report of committee on propoſition in reference to burgeſſes' ſalary, 157; return of writ for electing a burgeſs, 233; writ for electing burgeſſes, 7, 221.
York River, ferry over, 353.
Yorktown, act preventing hogs going at large in, 94, 95, 96, 99, 100, 105, 117; petition of inhabitants, 88.
Young, William, burgeſs, viii, 126, 141, 147, 151.

THE COLONIAL PRESS
RICHMOND, VIRGINIA
EVERETT WADDEY CO

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